THE

Statutes at Large

Concerning

ELECTIONS

OF

MEMBERS

England - Laws of Statutes -11

House of Commons;

Containing

A compleat Collection of all the Acts of Parliament now in force, which relate thereto, continued to the End of the last Session of Parliament, 1734.

LONDON.

Printed by JOHN BASKETT, Printer to the King's most Excellent Majesty,

And fold by him, and John Stagg in Westminster-Hall. 1734.

Just Published.

Law and Custom of Parliaments. Shewing their Antiquity, Names, Kinds, and Qualities.

Of the three Estates; and of the Dignity and Excellency of Parliaments, their Power and

Authority.

Of the Election of Members of the House of Commons in general, their Privilege, Qualifications, and Duties.

Of the Electors; and their Rights, Duties;

and Manner of Elections.

Of the Returns to Parliament; the Sheriff's and other Officers Duty therein.

Of the Manner of Election of the Speaker; and

of his Business and Duty.

Of the Manner of paffing Bills, and the Orders

to be observed in the House of Commons.

Of Seffions of Parliament; as also of Prorogations and Adjournments: Together with the proper Laws and Customs of Parliaments.

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With an Appendix of a Case in Parliament between Sir Francis Goodwyn and Sir John Fortescue, for the Knights Place for the County of Bucks, 1 Jac. 1.

LONDON.

Printed for J. STAGE, in Westminster-Hall.



THE

PREFACE.

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HE Time appointed by Law for the calling of a new Parliament drawing near, it is hoped the fol-

lowing Collection of all the Statutes now in force concerning such Elections will not be unacceptable to the Publick; in which the very Words of the several Acts are printed at large.

Indeed only the enacting Parts of fuch Statutes are here set down,

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The PREFACE.

and that so far as relateth immediately to Elections; but this was done designedly, to reduce the whole into a narrow Compass. So that the Reader hath here a complete yet compendious View of all the Acts made for the regulating Elections, and preventing Abuses therein, digested under the proper Heads, of the Duties and Qualifications of the Electors, the Persons elected, and the Returning Officers: wherein the exact chronological Order, according to the different Times in which they were made, is every where carefully preserved. By this Means the Reader is not only freed from the Trouble which must necessarily attend the turning over the Statute Books, in order to acquaint himself fully with the Laws concerning Elections, but alfo

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And although this Method could not be pursued without some Repetitions, yet we hope they are such as will appear to the judicious Reader to have been absolutely necessary, in order to preserve the regular Method used throughout this Collection.

The Acts relating to the calling or frequency of Parliaments, or to the Privileges of Members, either as to their Persons, or with regard to Suits in Law, are entirely omitted, as not falling under the Design of this Book. But where any thing in former Statutes hath been repealed by subsequent Acts, as particularly the Oaths to be taken by the several Members; or where it was necessary to add a few Words to preserve the Connexion, this is A 2 always

The PREFACE.

always done in a different Letter from that in which the Statutes

themselves are printed.

The Summary Notes in the Margin may serve to explain and illustrate the Text; and the alphabetical Index will direct the Reader to turn readily to any case concerning Elections, in which he may desire Information.



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LAW

OF

ELECTIONS.

Of the Electors.

Magna Charta.
9 H. III. — Confirmed 28 E. I. ch. 9.

all the old Liberties and Cufroms which it hath been used
to have. Moreover, We Will
and Grant, That all other Cities, Boroughs, Towns, and the Barons of the
Five Ports, and all other Ports, shall
have all their Liberties and free Customs.

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Stat. 34 Ed. I. ch. 1.

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No Tallage or Aid shall be taken or levied by Us or Our Heirs in Our Realm, without the Good-will and Assent of Archbishops, Bishops, Earls, Barons, Knights, Burgesses, and other Freemen of the Land.

Chap. 4.

We Will and Grant for Us and Our Heirs, That all Clerks and Laymen of Our Land shall have their Laws, Liberties, and free Customs, as largely and wholly, as they have used to have the same at any time when they had them best: And if any Statutes have been made by Us or our Ancestors, or any Customs brought in contrary to them, or any manner of Article contained in this present Charter, We Will and Grant that such manner of Statutes and Customs shall be void and frustrate for evermore.

Stat. 7 H. IV. ch. 15.

Didained, &c. That from hencefouth tend to elect (in order to the Elections of Knights of the Shires on Pro. the Counties for the Parliament) at the next

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nert County to be holden after the England. velivery of the Alrit of the Parlia clamation to be ment, Proclamation shall be made in made at the the full County of the Day and Place next County of the Parliament, and that all they delivery of the that be there present, as well Suitors Writto the she that be there present, as well Suitors Writto the she duly summoned for the same Cause, ceed to the Eas other, shall attend to the Election lection freely. of Knights for the Parliament, and then in the full County they shall proceed to the Election fairly and indisterently, notwithstanding any Request or Commandment to the contrary.

And after that they be chosen, the Electors after Mames of the Persons so chosen (be seal an Indenthey present or absent) shall be written ture containing in an Indenture under the Seals of the Names of all them that did choose them, & tack-chosen, which ed to the same Writ of Parliament; annex'd to the which Indenture so sealed and tacked, sheriff's Return shall be holden sor the Sheriss's Re-turn of the said Writ touching the

Knights of the Shire.

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Stat. 1 H. V. ch. 1.

That the Knights and Esquires, Electors of and other which shall be Thoosers of Knights of the Knights of the Shires, be resident shires to be rewithin the same Shires the Day of same Shires at the Date of the Writ of Summons of Par-the date of the liament.

Stat.

England.

Of the Electors.

Stat. 8 H. VI. ch. 7.

Electors of Knights of the ments of 40 s. a Year Estate above all Charges.

Provided, &c. That the Unights of shire to be fuch the Shires to be chosen within the as refide within Realm of England to come to the Dar: the fame Coun-liaments of our Lord the King bere-Lands or Tene-after to be holden, shall be chosen in every County of the Realm of England by People dwelling and resident in the same Counties, whereof every one of them shall have Land or Tene: ment to the Calue of 40 s. by the Pear at the least, above all Charges; and An Indenture shall be return'd by Indentures feal'd lectors and she betwirt the faid Sheriffs and the faid Choosers so to be made.

to be made between the Eriffs, shall be the Return. None to elect pend 40 s. by

the Year.

be which cannot expend 40 s. by the that cannot ex-pear, as aforfaid, thall in no wife be Thooser of the Knights for the Parlia-

ment.

Stat. 10 H. VI. ch. 2.

Electors of Knights of the Shires shall be fuch as refide within the fame, each hav-40 s. a Year at leaft, above all Counties they clect for:

Didained, &c. That the Knights of all Counties within the Realm (of England) to be chosen to come to Parliaments hereafter to be holden, wall ing Freehold of be chosen in every County by People dwelling and refiant in the same, Charges, in the whereof every Man thall have free: hold to the Claime of 40 s. by the Pear at the least, above all Charges, with:

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Of the Electors.

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Stat. 23 H. VI. ch. 15.

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Didained, &c. That every Sheriff, Citizens and after the Delivery of any Ulrit (of Burgesses withesens. Election) to him made, shall make and Boroughs, to every beliver without Fraud a sufficient lect Citizens and Burgesses of Diecept under his Seal to every the same, and Bayoz and Bailiss, &c. of the Cities the Sheriff to direct his Present and Bozoughs within his County, cept accordant ommanding them by his Precept, is singly to all the same City, Citizens; and in the same manner and form if it be a Bostough, by the Burgesses of the same, be ocome to the Parliament.

Stat. 27 H. VIII. ch. 26.

Enacted, etc. That the Dominion of Wales shall be, stand, and continue for ever from henceforth incorporated, united, and annexed to and with the Realm of England; and that all and singular Person and Persons, born and to be born, in the said Principality, Country, or Dominion of Wales, shall have, enjoy and inherit all and singular Freedoms, Liberties, Rights, Privileges, and B3

England,

Of the Electors.

Laws, within this Realm, and other the King's Dominions, as other the King's Subjects naturally born within the same, have, enjoy, and inherit.

The County of Foz all Parliaments to be holden Monmouth to and kept for this Realm, two Knights fo elect two Knights, and the shall be chosen and elected to the same le Monmouth one Parliament for the Shire of Mon-Burgess, in like mouth, (heretofore part of Wales) and shires and Bo- one Burgels for the Bozough of Monroughs of Eng-mouth, in like Manner, Form, and Dider, as Knights and Burgestes be elected and chosen in all other Shires of this Realm of England.

Each County in each County, (except the Merioneth) to elect one Knight, and one manner.

And that one Unight thall be chosen Wales, and each and elected to the same Parliaments for every of the Shires of Brecknock, (except the Radnor, Montgomery and Denbigh, and for every other Shire within the faid Country and Dominion of Wales, Burgess in like and for every Bozough being a Shire: Town within the faid Country of Dominion of Wales (except the Shire: Town of the County of Merioneth) one Burgess, and the Election to be in like manner, fozm, and ozder Knights and Burgessels of the Parli ament be elected and chosen in other Shires of this Realm.

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Of the Electors.

England.

Stat. 34 & 35 H. VIII. ch. 13.

King's fame, Enacted, &c. That the County 19a: The County Palatine of Chester shall have two knights latine of Chester for the faid County Palatine, and Knights, and the olden likewise two Citizens to be Burgesses City of Chester, ights for the City of Chester; the same E-Burgesses in like manner same lection to be made under like manner like manner. Mon- and Fozm, to all Intents, Construcand tions, and Purpoles, as is used with-Monin the County Palatine of Lancaster, and or any other County and City within this Realmost England.

Stat. 35. H. VIII. ch. 11.

ents Enacted, &c. That the Burgestes Electors of Burnock, of all and every Cities, Bozoughs, & geffes for the 12 Towns (in the 12 Shires within Wales wales, and of said and County of Monmouth, not finding Monmouth to Vales, Burgesses for the Parliament themselves, Burgesses of all and contributary to Wages of Burgeffes Cities, Boof such Shire Towns) thall be lawfully those Counties, admonished by Proclamation, or of and as of Burtherwise, by the Mayors, Bailists, Townsthemone in and other Bead Officers of the saidselves, and summoned to such as Towns, or by one of them, to come moned to such Elections by the rli= and give their Elections for the Elect = Mayors, Bailiffs, ther ing of the said Burgestes, at such shire Towns. able, as shall be assigned for the same intent

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to fi intent by the faid Wayors, Bailiffs mer and other bead Officers of the fair Shire-Towns, or by one of them, in 102 4 which Elections the Burgelles that have the like Cloice and Autho: rity to elect, name, and choose the Furgestes of every the said Shire. Towns, like, and in such manner, as the Furgestes of the said Shire: Towns have and use.

Stat. 25 C. II. cb. 9.

The County Palatine of Dur ham to elect two Knights, Durham two Citizens, Burrity of Freeholders of the

Enacted, &c. That the County Palatine of Durham may have two Knights for the same County, and the and the City of City of Durham two Citizens to be Burgeffes for the same City, for ever gesses, by majo-hereaster to serve in the Wigh Court of Parliament, the same Election County present, from time to time to be made in mantion and like Majori-ner and form following (that is to fap) or, Aldermen, the Elections of the Unights to serve and Freemen of for the said County Palatine, from the Citypresent. time to time, to be made by the greater Number of the Freeholders of the faid County Palatine of Durham, which from time to time thall he mefent at such Elections, accordingly as is used in other Counties of this Kingdom, and that the Election of the faid Burgestes from time to time,

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Of the Electors.

iffs to serve in the high Court of Parlia: England. faid ment for the City of Durham, to be made, from time to time, by the majog part of the Wayog, Aldermen, and freemen of the faid City of Durham, tho: which from time to time thall be present at such Election.

Stat. 1 W. O M. Seff. 2. ch. 2.

[The Claim of Right.]

That the Election of Members of Parliament ought to be free.

Enacted accordingly.

Stat. 2 W. & M. ch. 7.

Enacted, &c. That all Momina-The Nominati tions of Recommendations (claimed as on to Electors of Right by the Lord Wardens of the rons of each Cinque-ports to each of the faid Cinque-Cinque port, ports, two antient Towns, and their re-the two ancient feetive Members, of one Person whom Members the Electors ought to elect as a Baron (claim'd by the or Member of Parliament for fuch respec-contrary to tive Port, antient Town, or Member) Law, and void. were and are contrary to the Laws and Constitutions of this Realm, and m the future chall be so deemed and construed.

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construed, and hereby are declared to have been, and are void to all Intents and Purposes whatsoever, any Pretence to the contrary notwith standing.

Stat. 5 W. & M. ch. 20.

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No Collector, Supervisor, Gauger, or other Officer, or Person whatsoever concerned. or imployed in the charging, collecting, levying, or managing the Duties of Excise, or any Branch or Part thereof, shall by Word, Message or Writing, or in any other manner, endeavour to persuade any Elector to give, or dissuade any Elector from giving his Vote for the Choice of any Person to be a Knight of the Shire, Citizen, Burgess or Baron of any County, City, Borough or Cinque-port; and every Officer or other Person offending therein, shall forfeit the Sum of 100 l. one Moiety thereof to the Informer, the other to the Poor of the Parish, where such Offence shall be committed, to be recovered by any Person, that shall sue by Action of Debt, Bill, Plaint, or Information, in any of their Majesties Courts of Record at Westminster, in which no Essoign, Protestion, Privilege, or Wager of Law, or more than one Imparlance shall be allowed; and every person convict on such Suit shall be for for ever after incapacitated to bear any Ofice or Place of Trust under the Crown.

England.

Stat. 7 6 8 W. III. ch. 25.

Enacted, &c. That upon every E= Freeholder to lection to be made of any Knight of be sworn before knights of the Shire (in case a Poll admitted to Poll, if so reshall be required) every freeholder, be quired by any fore he is admitted to poll at the same Candidate. Election, shall, if required by the Candidates, or any of them, first take the Dath (in this Act contained, which see in Freeholders, or the Appendix) and in case any free others commitholder, or any other Person taking and convicted, the said Dath, shall thereby commit for every Ofwilful and corrupt Perjury, and be fence forfeit thereof convicted, he and they shall a Tear's Imprifor every such Diffence incur the like incapacitated to Dains and Penalties as are, in and take an Oath by one Act of Parliament made in the till such gudgment reverfed, lifth Bear of the Reign of the late and for want of Ducen Elizabeth, enacted, against all 27 1. to have their Ears nailsuch who shall commit wilful Perjurp ed to the Fillory, contrary to the said Act. per Stat. 5 Eliz. cap. o.

Mo Person of Persons thall be al-Trustees and lowed to have any Aote in Election Mortgagees not of Wembers to serve in Parliament unless in posters of dy or veason of any Trust Estate, sion, or receipt of Wortgage, unless such Trustee of the Rents of Wortgagee be in actual Possession of the Mortgagor Receipt of the Rents and Prosits of or Person to Receipt of the Rents and Prosits of or Person to

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the same Estate, but that the Wortsgagoz oz Cestui qui trust in Possession, thall and may vote for the same Estate, notwithstanding such Wortgage or

Conveyances of Trust. And that all Conveyances of Houses, Lands, any Westunges, Lands, Tenements, to several Per-or Bereditaments in any County, sonstamultiply Tity, Burrough, Town-Torpopate, Votes declared Port or Place, in order to multiply more than one Hoices, or to split and divide the In-Vote to be admitted for one terest in any Houses or Lands among Tenement. Several Persons, to enable them to vote at Elections of Wembers to serve in Parliament, are hereby declared

to be void and of none effect; and that no moze than one single Uoice shall be admitted foz one and the same House oz Tenement.

None to be an Elector under the Age of 21 Years.

Mo Person whatsoever being under the Age of 21 Pears shall at any time hereafter be admitted to give his Unice soz Election of any Dember of Wembers to serve in Parliament.

Stat. 7 6 8 W. III. ch. 27.

Electors refused in the Paths (of Allegiance and Supremacy, Oaths of Allegiance and Supremacy, Oaths of Allegiance and Supremacy, oaths of Allegiance and Supremacy, or an Att made in the first Bear of the being Quakers, Reign of his present Dajetty and the declaration of late Ducen Mary, or being Quakers shall

shall refuse to subscribe the Declaration of fidelity directed by one other fidelity, sto Act of Parliament made in the said be administred by the Sheriff sirst Pear of the Reign of his present or chief Officer Adjesty and the late Ducen (which see on the Poll at also in the Appendix) (to be administred at the request on the Poll by the Sheriff or Chief Officer any Candicer, at the request of any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to give any Candidate) shall admitted to be admitted to be admitted to give any Candidate) shall admitted to be admitted to be admitted to be admitted to be administred at the request on the Poll by the Sheriff shall admitted to be administred by the Sheriff shall admitted to be administred by the Sheriff shall be shall admitted to be administred by the Sheriff shall be shall admitted to be administred at the request on the Poll by the Sheriff shall be shall

Stat. 12 6 13 W. III. ch. 10.

No Commissioner, Collector, Comptroller, Searcher, or other Officer or Person concerned or imployed in discharging, collecting, levying, or managing the Customs, or any Branch or Part thereof, Shall by Word, Message, or Writing, or in any other manner, endeavour to per suade any Elector to give or dissuade any Elector from giving his Vote for the Choice of any Per-Son to be a Knight of the Shire, Citizen, Burgess, or Baron of any County, City, Borough, or Cinque Port; And every Officer or other person offending therein, Shall forfeit the Sum of 100 1. one Moiety to the Informer, the other Moiety to the Poor of the Parish where such Offence shall be

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be committed, to be recovered by any per-Sonthat Shall sue for the Same by Action of Debt, Bill, Plaint, or Information in any of His Majesty's Courts of Record at Weltminster; in which no Effoign, Protestion, or Wager of Law, or more than one Imparlance, shall be allowed; and every person convict on any such Suit shall be incapable ever to bear any Office or Place of Trust under the Crown.

> Stat. 5 Annæ, ch. 8. [The Union Act.]

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Porty five shall be the number of the Representatives of Scotland in the House of Commons of the Parliament of Great Britain.

Enacted accordingly.

Of the Forty five Representatives for Scot-Royal Burghs Fifteen.

One for evety Shire, except Bute and Caithne s, which are to choose one by turns, Bute to have the first Election.

Df the faid Forty five Representa: land, the shires tives of Scotland in the Bouse of Comto choose Thir-mons of the Parliament of Great Britain, Thirty shall be chosen by the Shires, and fifteen by the Royal Burghs (as follows, viz.) one for every Shire and Steuartry, excepting the Shires of Bute and Caithness, which hall choose one by turns, Bute having the first Election; the Shires of Nairn and

and Cromarty, which thall also choose Gr. Britain. by turns, Nairn having the first Elec- Nairn and Crotion; and in like manner the Shires marty the like. of Clackmannan and Kinross shall choose nan and Kinby turns, Clackmannan having the firft rofs the like. Election; and in case of the Death Death or legal or legal Incapacity of any of the faid incapacity of Members from the respective Shires any Member Eor Steuartries abovementioned to litlection to be in the House of Commons, the Shire made by the or Steuartry who elected the faidchose last. Wember shall elect another Wember of the Fifin his Place. And that the said fif tatives for the teen Representatives for the Royal Royal Burghs, Edinburgh to Burghs shall be chosen as follows, choose one. That the Town of Edinburgh Each of the shall have Right to elect and send one other Burghs Member to the Parliament of Great missioner as u-Britain, and that each of the other liament of Burghs thall elect a Commissioner in scotland. the same manner as usual to elect Com Such Commissioners & Burghs missioners to the Parliament of Scots divided into 14 land, which Commissioners & Burghs Districts, to meet at such (Edinburgh excepted) being divided in time and to fourteen Classes of Districts, shall Purghs within meet at such time and Burghs with: Districts, as the in their respective Districts, as her Queen, &c. Bajesty, her Weirs of Successors thall appoint, and choose one appoint, and elect one for each Disfor each District, (viz.) the Burghs of Kirkwall, Kirkwall, Kirkwall, Week, Dornock, Dingwall, and Tain, Week, Dornock, Dingwall, & 25 3 one; Tain, -one.

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Gr. Britain. one; The Burghs of Fortrose, Inver-Fortrofe, In ness, Nairn, and Forress, one; The verness, Nairn, Burghs of Elgin, Cullen, Bamff, Inve-& Forress, one rary, and Kintore, one; The Burghs len, Bamff, In of Aberdeen, Inverbery, Montrole, Averary, & Kin berbrothock, & Brochine, one; The Aberdeen, In- Burghs of Forfar, Perth, Dundee, Couverbery, Mont-par, and St. Andrews, one; The rose, Aberbro-Burghs of Craill, Kilrenny, Anstruther chine,—one Easter, Anstruther Wester, and Pitten-Perth, Dundee, weem, one; The Burghs of Dyfart, Kir-Coupar, & St. kaldie, Kinghorn, and Bruntisland, one; Andrews, -one. The Burghs of Innerkethen, Dunfermrenny, Anstru-line, Queensferry, Culross, and Sterling, ther Easter, An- one; The Burghs of Glasgow, Ren-fruther Wester, frew, Ruglen, and Dumbarton, one; one Dysart, Kir. The Burghs of Haddington, Dunbar, kaldie, King- North-Berwick, Lauderand Jedburgh, one; horn, & Brunt- The Burghs of Selkirk, Peebles, Linlith-Innerkethen, gow, and Lanerk, one; The Burghs Dunfermline, of Dumfreis, Sanquhar, Annan, Lock-Queensferry, maben, and Kirkeudbright, one; The ling,—one. Burghs of Wigtown, New Galloway, Glasgow, Ren-Stranraver, & Whitehorn, one; and the frew, Ruglen, Burghs of Air, Irwin, Rothesay, Cam-Haddington, bletown, and Inverary one. And that Dunbar, North-Berwick, Lauder, & Fedburgh, - one.

Selkirk, Peebles, Linlithgow, & Lanerk,—one.

Dumfreis, Sangubar, Annan, Lockmaben, & Kirkeudbright, -one.

Wiotown, New Galloway, Stranraver, & Whitehorn,—one.

Air, Irwin, Rothefay, Cambletown, & Inverary,—one.

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where the Clotes of the Commissioners Gr Britain. for the faid Eurghs, met to choose Res if the Votes presentatives from their several Districts of the Comto the Parliament of Great Britain, missioners for Burghs are eshall be equal, in that case the Presiqual, the President of the Weeting shall have a cast dent of the Meeting to ing or decilibe Hote, and that by and have the castaccording to his Hote as a Commissi- ing Vote. The oner from the Burgh from which he of the eldest is sent; the Commissioner from the Burgh to preeldest Burgh presiding in the first others in their Meeting, and the Commissioners respective Difrom the other Burghs in their rewedive Diffrids presiding afterwards by turns in the order as the faid Burghs (used to be) called in the Rolls of the Parliament of Scotland; and that in case any of the said fifteen Like Electi-Commissioners from Burghs shall on in case of decease, or become legally incapable incapacity of to lit in the Boule of Commons, then Members for the Cown of Edinburgh, of the Diffritt Burghs as shires, &c. which chose the said Wember, shall elect a Wember in his or their place.

That none shall be capable to elect None capa-(a Representative for any Shire or Burgh der twenty one of Scotland) unless twenty one Bears Years of Age, of Age complete, and Protestant, ex- nor unless Procluding all Papills, of such who bespit, and such ing suspect of Popery, and required, as refuse the Formula, exrefuse to swear and subscribe the cluded. Formula, contained in the third at

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made in the eighth a ninth Sections Gr Britain. Like Incapa. of King William's Parliament (in Scot. city on all, not land, which fee in the Appendix) noz shall at this time ca- be capable to elect (a Representative to) pable by the Laws of scot- a Spire of Burgh in the Parliament land. of Great Britain (for Scotland) except fuch as (were at the time of passing this Act) capable by the Laws of (Scotland) to elect as Commissioners for Shires or Burghs to the Parliament of Scotland.

Enacted accordingly.

Stat. 6 Annæ ch. 6.

Enacted, &c. That when any Par: Freeholders of scotland to liament thall at any time hereafter be meet at the head Burghs of summoned of called, (on notice to be the Shires on forthwith given after Receipt of the Writs notice of the by the Sheriff or Stewart, of the time of time of the E. lection, to be Election for Knights of the Shire or Comgiven them by missioners for Scotland) at such time of the Sheriff, and Election the several Freeholders in the respective Shires and Stewar: lect their Knights to be tries hall meet and convene at the their Clerks to head Burghs of their several Shires the Sheriff. and Stewartries, a proceed to the E lection of their respective Commission oners of Knights for the Shire of Stewartry; anothe Clerks of the laid cal Weetings thall respectively return the Mames of the Persons elected to inc the

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the Sheriff of Stewart of the Shire Gr. Britain.
of Stewartry (on a Precept in like manner to be directed by the Sheriffs of Edin burgh, on Preburgh to the Lord Provost of that City) sheriff to their and Receipt of such Precept, the City Provoit, to eof Edinburgh shall elect their Dember, ber, and their lect their Mem and their common Clerk that certify common Clerk his Mame to the Sheriff of Edinburgh. to make the

On Precepts in like manner to be di-manner. rected by the Sheriffs or Stewarts of the fe- Royal Burghs on like Preveral Shires or Stewartries, where the other cepts recitfourteen Districts of Royal Burghs respecting the Date, tively are, reciting the Contents and Date of the Writ, to of the Writ, and commanding them to e-electheirComlect each of them a Commissioner, as they missioners as uused formerly to elect Commissioners to liament of scotthe Parliament of Scotland, and to order land, and each the respective Commissioners to meet at the of each Burgh presiding Borough of their respective Di in each District to meet at the frict (naming it) on the thirtieth day after prefiding Bothe Teste of the Writ, unless Sunday, and rough of such then the next Day after, and then to choose thirtieth day aftheir Burgess for the Parliament: The ter the date of the Writ, uncommon Clerk of the then presiding less sunday, Bozough shall, immediately after the and then Mon-Election, return the Mame of the Per to choose their fon to elected to the Sheriff of Stew-Burgeis, and art of the Shire, og Stewartry where their common e of in such presiding Bozough is. And in with to make said case a vacancy shall happen in time the Return in like manner turn of Parliament, by the decease of legal Like method d to incapacity of any Dember, a new of Electing in case of Vacanacem=cy in Parlia-

Asember shall be elected in his room mo conformable to the method herein be Co ment time by Decease or in-fore appointed; and in case such Cla: for Member, and cancy be of a Representative for any if for a Burgh, one of the faid fourteen Classes, or the prefiding Districts for Royal Bosoughs, that Burgh at the first to preside Bozough, which presided at the Electicep at the new E-on of the deceased or visabled Mem: Pee lection. ber, shall be the presiding Borough at ferr fuch new Election.

Stat. 6 Annæ ch. 23.

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Electors of Members of fioners for choosing Burgeffes in Scot-Erc. at the request of any

Enacted, &c. That every Person me who thall refuse to take the Dath (of for Parliament in Abjuration, which see in Appendix) of sian or of Commis-being a Duaker shall resuse to declare hat the effect thereof, upon his folemn af tion firmation, as directed by an Act of Par for land, refusing liament made in the seventh Pear of in to take the Ab, the Reign of his late Dajesty King for if Quakers, William (the form whereof see also in hal the effect, up-on Affirmation) the Appendix) to be administred by the Un to be admini-sheriff, President of the Meeting, or Chief by streethy the She-riff, President of Officer taking the Poll at any Election of the the Meeting, Members to serve in the House of Com-ton. mons for any place in Great Britain, or total Candidate, or Commissioners for choosing Burgesses in at s other, incapa- for any place in Scotland, at the request of the ble to vote. any Candidate, or other Person present, and thall not be capable of giving any that Clote for the Election of any such the Wember to serve in the House of Compida mons

om mons fozany place in Great Britain, oz Gr. Britain be Commissioners to choose a Burgels Clas for any place in Scotland. any

Stat. 9 Annæ. ch. 5.

02 that Enacted, That every Person (ex-Candidatestobe esti: cept the eldest Son or Heir apparent of a sworn to their effects, if reem: Peer, or of a Person qualified by this Act to quired by two hat ferve as Knight of a Shire, or fuch as shall Electors. be elected for each of the Universities of England) shall upon Request, at the time of Election, or before the Day to be clon mesired in the Writ of Summons of for the meeting of (any subsequent) Parson of liament, by any two or more Persons lare having a Right to vote at such Elecs Aftins, take a Corporal Dath in the Par form (in this Act contained, which see it of in the Appendix.)
ing The respective Daths asozesaid The Oaths to

o in hall be administred by the Sheriff ozadministred the Under-Sherist for any County, Ozorother Officer Chief by the Mayor, Bailist, or other Offi-by whom the on of cer or Officers for any City, Bur-en, or Return com-rough, &c. to whom it shall appertain made, or Two or more Justices of or to take the Poll, of make the Return the Peace s in at such Election, or by any two Justi-st of ces of the Peace within England, &c.

fent, and if any of the said Candidates The Election and Return of any hall wilfully refuse to take the Dath, and Return of Candidates refuch the Election and Return of such Cansfusing to take only vidate and Person shall be void. the Oaths, void the Oaths void. ons

Stat.

Gr. Britgin.

Stat. 10. Anna. ch. 23.

Enafted. That all Estates Collusive E. and ftates made to tates made to Conveyances made to any Persons, and qualify Electors Conveyances made to any Persons, and tor knights of in any Collusive Manner, to qualify tion absolute, and all them to give their Gotes at Elections num Bonds, &c. forof Knights of the Shire (subject to Con. hal ditions to determine or re-convey such E. restoring the same, void. state) shall be taken against those Werfons who executed the same, as free 40 s.

and absolute, and be bolden by all bea fuch Persons to whom such Convey. com ance thall be made, freely acquitted of l from all manner of Trufts, Claufes

between the faid of Resentry, &c. Parties, and all Bonds, Covenants. &c. for the restoring thereof, shall be

TheMaker, Ad null and void; and every Derson, who vifer, and Voter, shall make and execute such Convep. forfeit 401.each, ances, or being privy to such Purpose, with full Costs, ances, or being privy to such Purpose, Erc. to any that shall devise or prepare the same, or will sue for the any Person who, by Colour thereof, thall give any Clote at any Election of Unights of a Shire, Mall forfeit 40 l. to any that will sue for the same, to be recovered with full Costs of Suit by Action of Debt, &c. in any of iber Majesty's Courts at Westminster, wherein no Essoian, &c. or more than one Imparlacne, shall be allowed.

After May 1, 1712. Do Person shall pote

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note for the electing of a Unight of a Gr. Britain. Shire in England, in right of any None after May lands which have not been affected 1. 1712. shall and to the publick Tares, Thurch-Rates, vote in right of and Parish-Duties, in such Propose sed to the Tax-lish tion as other Lands of 40 s. per An. es, &c. in Pro-portion to other ong num in the Parish where the same Lands of 40 s. con. thall be, and for which such Person per An. in the E. hall not have received the Rents, of for which he der: be intituled to to do, to the Clalue of shall not be infree 40 s. 02 moze, to his own Ase, foz Dne titled to 40 s. all Pear befoze such Election, unless it Election, unless ep: tome by Descent, Warriage, Devite, comeby Descent ted of Presentation to some Benefice, &c. Voting otheriles and voting contrary to the true Intent wife forfeits 40% aid pereof, Mall forfeit 40 l. one Woietp its, to the Poor where the Lands lie, be the other to the Person suing for the lame. oho

The Aft (7 W. 3.) as to so much only as concerns the Dath (to be admihistred to Freeholders) shall be, and is

bereby revealed.

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of, and upon every Election to be Freeholder to ion nade of a knight of a Shire within be sworn before feit England, every Freeholder, before heif required by ne. s admitted to poll, thall, if required any Candidate uit per py the Candidates, or any of them, nany other Person having a Right ter, o vote, first take the Dath (in this an Act contained, which see in the Apendix) phich Dath the Sheriff, &c. is to adall minister : ote

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minister; and such of any other Per fon being convicted of wilful Periu ry, or suborning any Freeholder, &c in to commit such Perjury, he shall incut the Penalties in the Act 5 Eliz ju for punishing Perjury*.

Duakerscapacitated to vote during the Act 7 W. 3. and their Athrmation to the Efsaid Act, to be accepted inflead thereof by the Sheriff, Drc.

And if any Quaker during the Conad tinuance of an Act (7 W. 3.) intituler An Act, That the tolemn Affirmation and W Declaration of the People called Quaker fect of the Oaths shall be accepted instead of an Oath in theu according to the fual Form, shall upon such Election, if re quiredby the Candidates, or any of then veclare the Effect of the faid Dath upor an his folemn Affirmation, in fuch Manne and Form as is directed by the fai ree Act, every such Quaker shall be capa ble, and admitted to give his Clot of for the Election of any such Mem or riff, &c. is hereby authorized an energy should be required to accent such access such accent such acc required to accept such Affirmatio Of And i Be instead of the said Dath. case any such Quaker shall be convide wilfully, falfly, and corruptly to hav all Ch

Convicted of Surbornation of Perjury, for every Offer fuc forfeits 40 l. and incapacitated; and for want of 1. to stand in the Pillory an Hour, by the same States

affirm

^{*} Freeholder, or other Person, convicted of Perjury, every Offence to forfeit 20 1. fuffer half a Tear's Imprife ment, incapacitated to take an Oath till such Judgme to be reversed, and for want of 20 1. to have his Ears nail to the Pillory, per Stat. 3. Eliz.

Der affirmed og declared any Watter og Gr. Britain. Thing, which, if the same had been guakerconviction the usual frozm, would have a ed of affirming shal mounted to wisful and corrupt Per- what would Eliz jury; every such Quaker, so offending, juryby the usual hall incur the same Penalties and form, to incur Ion. Forfeitures, as are herein before ensties as others, tuler acted against Persons convicted of per stat. 5. Eliz. n and wilful and corrupt Perjury.

1. Stat. 12. Anna. ch. 5.

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Enacted, That the afozesaid Ad Persons capacirated to vote in (10. Annæ) shall not extend to restrain right of Rents, any Person from voting in right of Tithes, and oe sai any Bents, Tithes, or other incorposal Inheritances, capa real Inheritances, or any Desluages and recapacitat-Clot of Lands in Ertra-Parochial Places, ed in right of Hem of any Chambers in the Inns of sugges or Lands She Court, of Inns of Chancery, of any charged to all, Mesuages of Seats belonging to any but one or more an Offices, of in right of any other of the Publick Taxes, Rates, of Desinages of Lands that have not ec. vide been usually charged and assessed to har all and every the Publick Tares, Church-Rates, and Parith Duties; Provided such Wessuages or Lands in prish bave been usually charged or assessed with the said Pubers nail lick Taxes, Rates, or Duties, in offer such Proportion as other Dessuages want of Lands of 40 s. per Annum within

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the same shall lie, are usually charged.

2. Stat. 12. Anna.

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Enacted, That from and after the No Conveyance or Right after Determination of this present Parlia whereon Infe-'ament, no Conveyance of Right whatoffment is not soever, whereupon Infeofiment is not taken, and Seifin registred a taken, and Seilin registred Year before the Bear before the Teste of the Wicits Writs, shall in. for calling a New Parliament, shall, Teite of the title the Person upon Dijection made in that Behalf to vote in any shire or stew. intitle the Person of Persons, artry in Scotland infeoft, to vote at that Election, in Infeoffment not any Shire of Stewartry in that Part of Great Britain called Scotland; and it taken a Year before the Date case any Election happen during the of a Warrant for a new Writ Continuance of a Parliament, no during the Con Conveyance or Right ubatsoever tinuance of a whereuvon Infeoffment is not taken Parliament. Any Elector One Bear before the Date of the present, suspect-Warrant for making out a Dew With ing Persons to have Estates in foz such Election, Shall, upon Dbjecti Truit, may require the Prafes on made in that Behalf, intitle the of the Meeting Person or Persons so infeost, to both to fwear fuch to at that Election; and that it shall be their Estates. lawful for any of the Electors pre fent, suspecting any Person or Per fons to have his or their Estates it Trust, and for the Behoof of and ther

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to require the Præses of the Gr Britain. Act contained, which see in the Appendix) to any Elector; and the faid Præses is hereby impowered and re= quired to administer the same.

In case such Elector refuse to swear, Elector refusing and also to subscribe the said Dath, to swear and fubscribe, incafuch Person of Persons shall not be pable to vote.

capable of voting at such Election.

Motwithstanding such Dath taken, Other Objectiit shall be lawful to make such other ons allowed by Dieations as are allowed by the Laws scotland, lawful.

of Scotland against such Electors.

120 Inteoffment taken upon any No Infeoffment Right (except proper wadsetts, &c. redeemable Wadletts, Adjudications, og Appzil-allowed per Act, ings, allowed by the Act of Parlia 1681) shall inment relating to Elections in One to vote. thousand six hundred eighty one) shall intitle the Persons so infeost, to vote at any Election in any Shire or Stewartry: And no Person of Persone not ensons, who have not been enrolled, and rolled, and vorvoted at former Elections, shall upon lections, shall be any Pretence whatsoever be enrolled mitted to vote, pietti of admitted to vote at any Election, without producterept he of they first produce a sufficient Qualification. cient Right or Title to qualify him pre or them to vote at that Election, to the Satisfaction of the Freeholders es it formerly enrolled, or the Wajority of them

Gr. Britain. by a Majority of the Freeholders enrolled, to be returned.

Apparent in

Predecessors Infeoffments.

Husbands by

reserved.

them present; and the returning Df-Persons elected ficers are hereby ozdained to make their Returns of the Persons elected by the Majozity of the Freeholders enrolled, and those admitted by them, referving always the Liberty of objecting against the Persons admitted to, or excluded from the Roll, formerly.

The Right of Apparent Beirs in Rights of Heirs Cloting at Elections by Airtue of voting by their their Predecessors Infeofiments, and of Husbands by Airtue of their Wives

Infeofiments, referved.

their wives, Any Conveyance of Right, which Any Conveyby the Laws of Scotland is sufficient ance or Right by the Laws of to qualify any Person to vote in the cient to qualify Elections of Dembers of Parliament Scotland, fuffia Voter in E- for Shires or Stewartries, and where: shires or Stew. upon Infeotiment is taken on or beartries, where-foze the first Dap of June, in the on Infeoffment Bear of our Lozd Dne thousand seven taken before gune 1. 1713. hundled and thirteen, shall intitle the a Qualification Person or Persons so infeost, to vote for future voting generally at the Elections of Members to ferve in the next ensuing Parliament.

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No Husband thall vote at any en-Husbands not to vote by their Election by Airtue of their Wives Infeoff-luing ments, who are Wives Infeoffments, who are not not Heiresfes, nor have right beirestes, or have not Right to the to the Property Dioperty of the Lands, on account for which such whereof such Clote shall be claimed. Stat. Vote claimed.

Stat. 2 G. II. ch. 24.

Enacted, &c. That from and after Electors of Parthe Twenty fourth Day of June, in liament men to the Pear of our Lozd One thousand take the followseven hundled and twenty nine, up=manded. on every Election of any Member or Members to serve for the Commons in Parliament, every Freeholder, Citizen, Freeman, Burgels, Person having or claiming to have a Right to vote, or be polled at such Election, shall, before he is admitted to voll at the same Election, take the Dath (in this Act contained, which fee in the Appendix) (02, being one of the Deople called Quakers, shall make the folemn Affirmation appointed for Quakers) in case the same shall be de= manded by either of the Candidates. or any two of the Electors.

Enacted, &c. That such Aotes thall what Votes be deemed to be legal, which have ed legal, been so declared by the last Determination in the House of Commons; which last Determination concerning any County, Shire, City, Bozough, Cinque Pozt, oz Place, thall be final to all Intents and Purposes what:

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ed. Stat. Gr. Britain foever, any Affage to the contrary

notwithstanding.

Perfons conry never capable to vote.

Enacted, &c. That no Person con: vieted of Perju- victed of wilful and corrupt Perjury, or Subornation of Perjury, thall, after such Conviction, be capable of voting in any Election of any Dember or Members to serve in Parlia: ment.

Persons taking ward for their disabled to vote in any Election.

Enacted, &c. That if any Person. Money or Re-who bath, oz claimeth to have, oz vote, &c. for hereafter thall have, or claim to have, feit 500 l. and any Right to vote in any such Election, shall, from and after the faid Twenty fourth Day of June, which shall be in the Bear of our Lord, One thousand seven bundled and twenty nine, ask, receive, or take any 900: nep, or other Reward, by Way of Bift, Loan, oz other Device, oz a: gree of contract for any Yoney, Gift, Office, Imployment, oz other Reward whatsoever, to give his Aote, or to refuse or forbear to give his Mote in any such Election; or if any Person by himself, or any Person imployed by him, doth or thati, by any Gift or Reward, or by any 1920: mife, Agreement, og Security for a: np Gift or Reward, corrupt or procure any Person of Persons to give his or their Clote or Clotes, or to forbear

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bear to give his or their Clote or Gr. Britain. Notes in any such Election; such Person, so offending in any of the Tales afozefaid, thall for every fuch Offence forfeit the Sum of Five hundred Pounds of lawful Money of Great Britain, to be recovered as before directed, together with full Costs of Suit; and every Person offending in any of the Cales aforesaid. from and after Judgment obtained against him in any such Action of Debt, Bill, Plaint, or Information, or summary Action, or Prosecution, or being any otherwise lawfully con= victed thereof, shall for ever be disabled to vote in any Election of any Member or Members to Parliament, and also shall for ever be disabled to hold, exercise, or enjoy any Office or Franchise, to which he and they then hall, or at any time afterwards may be intitled, as a Wember of any City, Bozough, Town Corporate, or Cinque Port, as if such Person was naturally dead.

Enacted, &c. That if any Person Offenders in 12 offending against this Act shall, with: Months after in the space of twelve months next af the Election discovering ter fuch Election as afozesaid, discoverothers, indemnany other Person of Persons offend=nified.

ing against this Act, so that such Per-

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fon or Persons so discovered be there upon convicted, such Person so discovering, and not having been before that time convicted of any Offence as gainst this Act, shall be indemnissed, and discharged from all Penalties and Disabilities, which he shall then have incurred by any Offence against this Act.

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Stat. 34 E. I. ch. 1.

TO Tallage or Aid shall be taken or , England. levied by us, or our Heirs in our Realm without the Good-will and Affent of Archbishops, Bishops, Earls, Barons, Knights, Burgesses, and other Freemen of the Land.

Stat. 5 R. II. ch. 4.

The King doth will and command, Persons & Comand it is assented in the Parliament monalty summoned to Parby the Pzelates, Lozds, and Com-liament, duly to mons, that all and fingular Persons attend. and Commonalties, which from hences forth shall have the Summons of Parliament, shall come from hence= forth to the Parliaments in the man= ner as they are bound to do, and have been accustomed within the Realm of England, of old times. And

England. Knights, Citigesses absenting, to be atimes used.

And if any Person of the same Realm, which from henceforth that! zens, and Bur-have the faid Summons (be be Knight of the Shire, Citizen of City, Burmerced and o- nels of Bozough, or other fingular nished as in old Person, oz Commonalty) do absent himself, and come not at the said Summons (except he map reasonably and honefily excuse him to our Lord the Kina) he shall be amerced, and otherwise punished according as in old times bath been used within the said Realm in the faid Cafe.

Stat. I H. V. ch. I.

Knights of the Shires to be elected of fuch fide within the Counties they are chosen for at the Date of the Writ.

Citizens and Burgeffes in reside in, and be free of, the roughs, they

That the Unights of the Shires which from henceforth shall be chosen only, who re- in every Shire, be not chosen, unless thep be resident within the Shire, where they shall be chosen the Day of the Date of the Wirit of the Sum= mong of Parliament.

And mozeover it is ordained and e= like manner to stablished, That the Citizens and Burgestes of the Cities and Bocities and Bo-roughs be chosen Wen, Citizens and Burgestes, resient, dwelling, and are elected for free in the same Cities and Bozoughs, and no other in any wife.

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Stat. 8 H. VI. ch. 7.

That such as have the areatest num: Knights of the ber of them that may expend 40 s. by shires shall be the Bear, and above, shall be rethe majority of turned (Knights of the Shire) &c. those that can expend 40 s. a and that they which shall be chosen, year, or more, thall be dwelling and resident with and shall be re-sident in their in the same Counties. Counties (Generally.)

Stat. 23 H. VI. ch. 15.

Didained, &c. That every Sheriff, Citizens and after the delivery of any Wirit (of E-Burgesses only to be elected lection) to him made, shall make and by Citizens and peliver without fraud, a sufficient Burgesses, and the Sheriffshall Diecept under his Seal to everydirect his Pre-Bayoz and Bailist, oz to Bailists ozcept according-Bailist where no Mayor is, of the Cities and Bozoughs within his County, reciting the faid Writ, com= manding them by his Precent, if it be a City, to choose, &c. Citizens; and in the same manner if it be a 250= rough, &c.

and that every Sherist at every Knights, Cititime that he doth contrary to this zens, or Bur-Statute, or any other Statutes for and not duly rethe Election of Knights, Citizens, turn'd (the and Burgelles to come to the Parscontrary to this iament, befoze this time made, shall stat. or any fozfeit former stat.

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England. for Elections) of Debt against him, his Executors or Administrators, be allowed.

forfeit and pap to every Person chosen Knight, Citizen, oz Burgels in to have Action his County, and not duly returned, 100 l. whereof every Knight, Citi= zen, or Burgels to ariev'd, severally for 190 l. with thall have his Action of Debt against costs, wherein the said Sheriff, or his Executors or no wager of Law, &c. shall Administrators, to demand and have the said 100 l. with his Costs spent in And that in such Action that case. taken by virtue of this Statute, the kin Defendant shall not wage his Law for of the Demand afozefaid in any wife, be And that no Defendant in such Adion 101 thall have any Essoian.

The like Action given against Mayor Executors or Administrators for 40 l. Debt and Costs, for returning ogeffes by Citizens & Burgeffes.

and that in the same manner at wi any time that any Mayor and Bai- pe or Bailists, their lists, or Bailists or Bailist where no in Mayor is, shall return others than fra those which be chosen, &c. shall forseit and pay to every Person hereafter 181 thers than such chosen Citizen oz Burgess to come Si as are chosen to the Parliament, and not by the the Citizens & Bur-same Wayoz and Bailist, oz Bailist ur or Bailiffs where no Dayor is, re an turned, 40 l. whereof every of the for Citizens and Burgestes so grieved but severally thall have his Action of Debt Ti against every of the said Wayou me and Bailiffs, or Bailiffs or Bailiff he where no Dapoz is, or against their ti Erecutors of Administrators, to de 56 mand

cho= mand and have of every of the faid is in Mayors and Bailiffs, or Bailiffs or

tned, Bailiss where no Wayoz is, 40 l. with his Colls in this Case expended.

and that in such Action of Debt taken by force of this Statute, no Defendant in any wise shall wage his have have Law of the faid Demand, not have as ny Essoign.

tion Provided always, That every such Knight, That every such Knight, the knight, Citizen, and Burgess to Citizen, and Come to any Parliament hereafter to mence the Action wise, be holden, in due form chosen, and tion within 3 mot returned as afore is said, shall the Commence-begin his Action of Debt aforesaid ment of such within three Months after the same proceed there-days and the same Suit effectually without in the same Suit effectually without faud.

And if any Knight, Citizen, or surface of a Burgess hereafter returned by the Knight, Citizen, or Bursheriff to come to the Parliament in ges returned

Burgels hereafter returned by the zen, or Burome Sherist to come to the Parliament ingels returned
the he manner asozesaid, after such Re- and put out,
iliss urn be by any Person put out, and to the King by
another put in his place, that such per- any Person put
om so put in the place of him which is and serving as
one on so put in the place of him which is and serving as
out, if he take upon him to be Knight, such. And a
ett Titizen, or Burgels at any Parlia-gainst him, Secnent in time to come, shall soffeit to for 100 l. Debt,
the King 100 l. and 100 l. to the Knight, to the party
eit Titizen. Or Burgels so returned by the grieved, to be eir Litizen, or Burgels so returned by the grieved, to be therist, and after, as afore is said, within 3 put Months after

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put out. And that the Knight, Citizen. the Commence- 02 Burgels, which is so put out, that have an Action of Debt of the same 100 l. against such Person put in his place, his Executors, or Administrators, provided always; that he shall begin his Suit within three Months after the Parliament commenced, &c. And that no Defendant in such Action thall wave his Law, not be estoigned. And that such Process shall be in the passat common Actions asozesaid, as in a Writ of

Trespass done against the Peace, at

Andlike Procefs as in Tref-Law.

the common Lam.

Provided, that Knights of the Shiresbe Knights of the Counties they or Gentlemen able to be Knights, and not Yeomen or under.

So that the Knights of the Shires to for the Parliament hereafter to be mi chosen shall be notable Knights of the the counties they shall be elected same Counties for the which they shall B for, or Esquires, be chosen, or otherwise such notable mo Esquires, oz Gentlemen bozn of the em same Counties, as shall be able to be kn and no man to be such ia Knights. Knight, which standeth in the Degree of a Beoman, or under.

Stat. 6 H. VIII. ch. 16.

Knights, Citizens, &c. not to depart or be absent from Parliament, without leave of the House of Commons,

ioz Lo Enacted. &c. That from hences forthno Knights (of Shires) Citizens, 02 Burgestes, and Barons (of Cinque Sh Ports) nor any of them that shall here rp after be elected to come or be in any Parlia:

Parliament, do not depart from the England. zen, said Parliament, noz absent himself to be entered that from the same, till the said Parlia in the Journal. ame ment be fully finished, ended, or probis rogued, except he or they so departing Ara-have Licence of the Speaker and half Commons in the faid Parliament nths assembled, and the same Licence be en-&c. tred of Record in the Book of the Clerk ation of the Parliament appointed of to be ned. appointed for the Commons House,&c.

Stat. 27 H. VIII. ch. 26.

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Enacted, &c. That the two knights The two.

hires to be chosen and elected to Parlia Burges for the be ment for the Shire of Monmouth Borough and ment toz the Shire of Monmouth Borough and the (heretofore part of Wales) and the one County of Mon-shall Burgess foz the Bozough of Mon-like Privilege, mouth, shall have like Dignity, Pie-Knights and the eminence and Pzivilege, as other Burgesses. Unights and Burgesses of the Par-shall be The Knight and Care that the English Shall be The Knight

gree and that the Knight which shall be The Knight for each Counthosen and elected to the Parlia ty, and Burments for the Shires of Brecknock, gess for each Radnor, Montgomery, and Denbigh, and Wales, to have of every other Shire within thelike Privileges, ence Lountry of Dominion of Wales, and ens, of every other Bozough, being a que shire-Town within the said Counsberg ry of Dominion of Wales, shall have any

Of the Elected. 40 like Dignity, Preeminence, England.

and Au Privilege, as other Knights of Par Ir liament.

Stat. 34. 6 35 H. VIII. cb. 13.

Enacted, &c. That the two Knights tal The two Knights for the to be elected for the County Palatine an County, and two Burgesses of Chester, and two Citizens as Bur D for the City of gestes for the City of Chester, shall be in like Privileges, Knights and Burgestes of the Court to of Parliament, and have like Cloic P and Authority, to all Intents and an Purposes, as any other the Knights of and Burgestes of the said Court of or Parliament have, use, and enjoy ber &c.

Stat. 25 C. II. ch. 29.

Enacted, &c. That the two Knight wh The two Knights to be to be elected for the County, and thap elected for the County, & two two Citizens as Burgelles for the ger Eurgeiles for City of Durham (the Election of Knight 190 the City of Durham, by a of the Shire to be by Majority of Free am holders, and the Burgeffes by a Majorit fro majority of Freeholders, of the Mayor, Aldermen, and Freeme int and a like mapresent at such Election) thall be, by an any jority of Mayor, Aldermen, thority of this Ad, Knights ampro and Freemen Burgestes of High Court of Parlis present, to ment, to all Intents and Purpoles abro have I'ke Privileges, &c. and have and use the like Cloice appoint Autho

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and authority and Places therein, to all Par Intents and Purpoles, as any other the Knights and Burgelles of the faid bigh Court of Parliament have, use, and enjoy; and likewise shall and may, by virtue of this present At. ights take, have, use, and enjoy all such atim and the like Liberties, Advantages, Bur Dignities, and Pzivileges concern= ill by ing the said Court of Parliament, Lourd to all Intents, Constructions, Join Purposes, as any other the Unights and and Burgestes of the said bigh Court ights of Parliament have taken, had, used, rt of or enjoyed, or thall, may, or ought nion bereafter to have, take, or enjoy.

Stat. 5 Eliz. ch. 1.

Enacted, &c. That every Person Knights, Citight which hereafter shall be elected of zens, &c. before their sixting th appointed a Knight, Citizen, oz Bur in the Parliath gels, or Baron for any of the five ment House, to igh Ports, for any Parliament or Parlis take the Oath of Free aments hereafter to be holden, Mall fore the Lord oris from henceforth, before he shall enter Steward, or his eme into the Parliament House, or have contrary to lose Awany Moice there, openly receive and their Memberan monounce the Dath (*expressed in the such Penalties as rlia

if they had fat

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^{*} The Oath of Supremacy mentioned in this Act, is without Electiabrogated by the Stat. I W. & M. ch. 1. and a new one on, Return, &c. icl appointed, which fee in the Appendix.

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Stat. 1 Eliz. ch. 1. commonly called the Oath of Supremacy) before the Lan Steward (of the Queen's Houshold) for the time being, or his Deputy or De: nuties for that time to be appointed: and that he which shall enter into the Parliament Bouse, without taking the faid Dath, thall be deemed no Knight, Citizen, Burgels, noz Ba: ron for that Parliament, nor shall have any Moice, but thall be to all Intents, Confiruations, and Purpos es, as if he had never been returned noz elected Knight, Citizen, Burgels, or Baron for that Parliament, and thall fuffer such Pains and Pe nalties, as if he had presumed to sit in the same without Election, Return, oz Authozity.

Stat. 7 Jac. 1. ch. 6.

Knights, Citithe Lord Steted to fit.

Enacted, &c. That all and every zens, &c. at any the Knights, Citizens, Burgestes, sections, totake and Barons of the Five Ports, of the the Oath of Al-Commons House of Parliament, at legiance before any Parliament or Section of Parli ward, &c. e're ament hereafter to be assembled, be fore he or they shall be permitted to enter into the faid bouse (shall make, take, and receive the Oath of Obedience mentioned in the Statute of 3 Fac. 1. ch. 4

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commonly called the Oath of Allegiance*) before the Lord Steward for the time heing (of the King's Houshold) his De= nuty or Deputies.

Stat. 30 Car. II. ch. 1.

Enacted, &c. That none which Members of the shall be a Agember of the Bouse of House of Com-Commons thall vote in the House of vote or fir there Commons, or lit there, during any bate after their Debate in the said bouse of Com-speakerchosen, mons after their Speaker is chosen, until they have until such Dember thall from time to of Allegiance time, and in manner following, first and supremacy, take the several + Daths of Allegiance the Test, beand Supremacy, and make, substween thehours of o and 4, in a scribe, and audibly repeat the Decla-full House. ration (in this Act contained, commonly called the Test, which fee in the Appendix) which said Daths and Declaration shall be in this and every suc= ceeding Parliament folemnly and publickly made and subscribed betwirt the bours of Mine in the Woming and four in the Afternoon, by every such Wember of the Bouse of Com-

* The Oath of Allegiance mentioned in this Act, is abrogated by the Statute of I W. & M. ch. I. and a new one appointed, which fee in the Appendix.

† These Oath's are abrogated by Stat. 1 W. & M. ch. 1. and new ones appointed, which fee in the Appendix.

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mons at the Table in the middle of the said House, and whilst a full House of Commons is there duly sitting, with their Speaker in his Chair, and that the same be done in the House, in such like Deter of Wethod as the House is called over by.

If any Dember of the bouse of Members acting contrary to Commons that I presume to do any this Act shall be thing contrary to this Act, every pish Recusants Adember so offending shall from convict, and suffice thenceforth be deemed and adjudged for as such, and thenceforth be deemed and adjudged be disabled to a Povish Recusant Convict, hold any Office Intents and Purpoles what soever, fit or Truft in and Chall forfeit and suffer as a England or its Popish Recusant Convict, and shall Dominions, to be disabled to hold or execute any bring any Acti-Office or Place of Profit or Crust, on or Informa-Civil oz Wilitary, in any of his tion at Law, or Majesty's Realms of England of Iresuit in Equity, be Guardian of land, Dominion of Wales, of Town any Child, Exe of Berwick upon Tweed, of in any cutor or Administrator of any of his Wajetty's Realms, Islands, Person, or capa or Foreign Plantations to the said ble of any Lega. Realms belonging, and shall be discoursed of Realms belonging, and shall be discourse of the contract of the Gift, and forfeitabled from thenceforth to lit or bott offence to any in Parliament, or to sue or use any that will fue by Action, Bill, Plaint, oz Informa Action of Debt, tion in course of Law, 02 to 1120 secute any Suit in any Court of Effoign, &C. thall lie. Equity, or to be Guardian of any

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Child.

Child, or Executor or Administrator of any Person, or capable of any Legacy or Deed of Gist, and shall softeit for every wisful Offence against this Ast the Sum of 500 l. to be rescovered or received by him or them that will sue for the same, and to be prosecuted by any Action of Debt. Suit, Bill, Plaint, or Information in any of his Hajesty's Courts at Westminster, wherein no Essign, Prostedion, or Mager of Law shall lie.

It shall be lawful to and for the Members ob-House of Commons, as often as liged to take they shall see occasion, to order or and subscribe cause all or any of the Dembers the Test in the House, as often of Parliament openly in their House as the House to take the said Daths, and to shall think fit, and Members make and subscribe the said Decla actingcontrary, ration, at such times, and in such and presuming to sit, incapacimanner, as they thall appoint. And tated during if any Member of Members of the that Parliament. bouse of Commons shall, contrarp to such Dider made by their bouse, wilfully presume to sit therein, without taking the faid Daths, and making and subscribing the said Declaration, every such Wember of Wem= bers of the House of Commons so presuming to sit, shall be adjudged, and is hereby declared to be unca-

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any hild, vable and disabled in Law, to all Intents and Purpoles whatfoever. to fit in the said bouse of Commons. or give any Cloice therein during that Parliament.

Such Member's Election declared void, and Order of the House impownew Election.

And in every case where any Mem: ber or Members of the Bouse of Com the speaker by mons thall, by virtue of this Ad. be disabled to sit or vote in the Bouse ered to iffue his of Commons, then, and in every Warrant for a fuch case, without any further Con: viction, or other Proceedings agains fuch Member of Members, the Place or Places, for which they or any of them were elected, is hereby declared void, and a new Write or Write shall issue out of the High Court of Chancery, by Marrant of Marrants from the Speaker of the Bouse of Commons for the time being, and, by Dider of the said bouse, for the Election of a new Wember or Wem: bers to serve in the bouse of Com mong, in the Place or Places of fuch Member of Members so disabled, to all Intents and Purpoles as if such Member oz Members were naturally Dead, &c.

During the taking the Oaths, and fubfcribing the Test, all other Proceedings in Parliament to cease, and the Oath, Declaration, and Subscription, with a Sche-

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dule of the Names of the Persons taking, England. and subscribing them, to be entred and filed in Parchment-Rolls provided by the Clerk of the House, and each Member to pay only 12 d. for every fuch Entry.

Stat. 1 W. & M. ch. 1.

Enacted, &c. That the Att made Membersof the in the 30th Pear of King Charles the mons qualified Second, and all other Ads of Parlis to fit and vote ament, as to so much of the said At Daths of Allegiof Ads only as concerns the taking ance and suprethe Daths of Supremacy and Alle macy appoint-giance, or either of them, in the faid (instead of the Ads respectively mentioned, by any old ones, now Dember or Dembers of the Poule subscribing the of Commons, with relation to their Test according to the limitarifitting and voting in Parliament, ons, &c. of the shall be, and are hereby repealed to preceding Staall Intents and Purpoles, any thing tute 30 Car. 2. in the faid recited Act or Acts to the

In all future Parliaments the Daths (in this Act mentioned, which fee in the Appendix) and the Declaration in the Act made in the 30th Bear of King Charles the Second mentioned (which also see in the Appendix) shall be taken, made, sub= scribed, and repeated by every Wem= ber of the House of Commons, with=

contrary notwithstanding.

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in the time, and in the same Panner and Form, and under the Penalties and Disabilities, as the said Daths of Allegiance and Supremacy, and the said Declaration by the said Act of the 30th Pear of King Charles the Second are limited, ordained, and appointed to be taken, made, subscribed, and repeated, and not at any other time, or in any other manner, to enable them to sit and vote in Parliament, any thing in the said Act or Acts, or in any of them, to the contrary notwithsanding.

Stat. 1 W. & M. ch. 2.

[The Claim of Right.]

That Elections of Members of Parliament ought to be Free.

That the Freedom of Speech and Debates on Proceedings in Parliament ought not to be impeached or queflioned in any Court or Place out of Parliament.

Enacted accordingly.

Stat. 5 6 6 W. & M. ch. 7.

Membersofthe Enacted, &c. That no Dember of House of Comthe House of Commons shall at any ways concerned time be concerned, directly of indirects let

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ly, or any other in trust for him, in England. the farming, collecting, or mana in Duties or ging any of the Duties, or other Aids Aids to be that hereafter shall be granted by Act liament, exof Parliament, except the Commissioners of the Treasury, and the Df. Treasury, Cusicers and Commissioners for masstoms, excise, naging the Customs and Ercise, not erceeding the present number in each Office, and Commissioners of the Land Tax.

Stat. 5 6 6 W. & M. ch. 20.

Enacted, &c. That it shall and Members of may be lawful to and for any Mem: the House of Commons may ber of Wembers of the Bouse of Coms be Members of mons to be a Wember of Wembers the Bank. of the Corporation (of the Governor and Company of the Bank of England) No Collector, Supervisor, Gauger, or other Officer, or Person whatsoever concerned or employed in the charging, collecting, levying, or managing the Duties of Excise, or any Branch or part thereof, shall, by Word, Message, or Writing, or in any other manner, endeavour to perfuade any Elector to give, or diffuade any Elector from giving his Vote for the Choice of any Person to be a Knight of the Shire, Citizen, Burgess, or Baron of any County, City, Borough, or Cinque-D 4 Port.

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port, and every Officer, or other Per- pac fon offending therein, shall forfeit the Sum of 100 l. one Moiety thereof to the Informer, the other Moiety to the Poor of the Parish where such Offence shall be committed, to be recovered by any Person that shall sue for the same, by Action of Debt, Bill, Plaint, or Information in any of their Majesties Courts of Record at Westminster, in which no Effoign, Protection, Privilege, or more than one Imparlance shall be allowed, and every Person convict on such Suit of the faid Offence, shall be for ever incapacitated to bear any Office, or Place of Trust, under the Crown.

Stat. 7 W. III. ch. 4.

No Persons to be elected after the Tefte of the Writ shall by themselves, or any other ways at their charge before the Election, give, promise, or oblige them. felves to give, any thing to any Perion, having a Vote or Place in geto be elected,

Enacted, &c. That no Persons 99 hereafter to be elected to ferve in 192 Parliament for any County, City, to Town, Bozough, Port, or Place in within the Kingvom of England, Do minion of Wales, or Town of Berwick 191 upon Tweed, after the Teste of the Us Writ of Summons to Parliament, me or after the Teste, or the issuing out, suc or ordering of the Writ or Writs of P in particular, or Election upon the calling, of sum= bei to any County moning of any Parliament bereaf for neral, in order ter, og after any fuch Place becomes tot pacant.

Per- vacant, thall, or do hereafter by him= the self, or themselves, or by any other the ways or means on his or their behalf, the or at his or their Charge, before his nce of their Election to ferve in Parlia: by ment for any County, City, Town, me, Bozough, Pozt, oz Place with-in the Kingdom of England, Dominion of Wales, or Town of Berwick urts upon Tweed, directly or indirectly no give, present, or allow to any Person or Persons, having Cloice or Clote in such Election, any Money, Weat, of Dink, Entertainment, oz Proviof sion, or make any Present, Gift, Reward, oz Entertainment, oz shall at any time hereafter make any 1920= mise, Agreement, Obligation, or Engagement to give or allow any ns Money, Weat, Drink, Provision, in Prefent, Reward, or Entertainment ty; to or for any such Person or Persons ice in particular, or to any such County, 00: City, Town, Bozough, Port, or ck Place in general, or to or for the he Use, Advantage, Benesit, Imployer, ment, Prosit, or Preferment of any it, luch Person or Persons, Place or of Places, in order to be elected, or for n= being elected to ferve in Parliament, if: for such County, City, Town, Bo: es tough, Port, or Place.

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England. Such Persons fo giving, promiling, &c. as if never elected or returned.

and it is hereby further enacted and declared, That every Person or Persons so giving, presenting, or De difabledroserve, allowing, making, promising, or en gaging, doing, ading, or proceeding, thall be, and are hereby declared, and enacted disabled and incapacita ted upon such Election to serve in Parliament for such County, City, Bozough, Port, or Place. and that fuch Person or Persons shall 1120 be deemed and taken, and are hereby declared and enacted to be deemed and taken no Dember in Parliament, and fter shall not act, sit, or have any Clote of ma Place in Parliament, but shall be, and of, are hereby declared and enacted to be fuc to all Intents, Constructions, and Durposes, as if they had been never fals returned, oz elected Dembers foz the per Parliament.

> Stat. 7 6 8 W. III. ch. 7. and continued by Stat. 12 6 13 W. Illand ch. 5.

False Returns of Knights, Citizens, &c. hibited.

Enacted, &c. That all faise Reed a turns wilfully made of any Knigh a citizens, &c. illegal and pro-of the Shire, Citizen, Burgels and Baron of the Cinque-ports, or othemad Wemberto ferve in Parliament, are apf ar gainst Law, and are hereby prohibited plat The

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not false Return, and contrary to the last An Action giv-Determination of the Right of Election en to any duly of the House of Commons, which is also elected against the Officer for, adjudged a false Return) (to wit) every and Procurer of person that shall be duly elected to a false Return, or Return conserve in Parliament soz any County, trary to the e in City, Bozough, Cinque Port, Or last determination. Lity, Place, by such false Beturn, may sue Right of Eleclace the Officers and Persons making ortion in the shall mocuring the same, and every orang of mons, in any them, at his Election, in any of his Was of the Courts and jedy's Courts of Record at Westmin-with double and ster, and shall recover double the Da-Damages, and full Costs te of mages be shall fusiain by reason there: full Costs. and of, together with his full Cous of be, such Suit.

and any Officer that thall wilfully, Like Action ever falsty, and maliciously return more lected against the persons than are required to be chosen Officer, &c. by the Writ of Precept on which any failly, &c. Choice is made, the like Remedy Returns, and

on may be had against him of them, the Procurers, of such Re. Illand the Party of Parties that wilsturns.

lingly procure the same, and every Reed any of them, by the Party gried-

igh all Contracts, Promises, Bonds, Contracts, essand Securities whatsoever hereafter given to prothe made or given to procure any Return cure the Rece of any Dember to serve in Parliament, Members address of any Dember to serve in Parliament, Members address of any Observed Security Contracts, Contracts, Bonds, Exc. ted by any thing relating thereunto, thall be judged void, adjudged and such

England. (Members) as make or give them to procure any false or double Return, forfeit to the King. another to the Poor of the County, City, Cc. and a third to the Informer, with his Costs, to be recovered by Action of Debt, &c. wherein no Effoign, &c. and but one Imparlance allowed.

adjudged void; and that whoever makes oz gives such Contracts, Security Promise, or Bond, or any Gift of Reward to procure such false or double Return, shall forfeit the Sum of 300 l. One third 300 l. one third part thereof to be to Dis Waielly, another third part thereof to the Pool of the County City, Bozough, or Place concerned and one third Part thereof to the In former, with his Costs, to be reco vered in any of His Wajedy's Courts of Record at Westminster, by Action of Debt, Bill, Plaint, oz Informa tion, wherein no Elloign, Protecti on, or Wager of Law thall be allow ed, not any mote than one Imparlance

The Clerk of the Crown to keep a Book of Entry of every fingle and double Return, and of every Alteration and A. mendment in every fuch Return, whereto all Persons are to have access, and take Copies of fo much as defir'd at a reasonable Fee—The Parties profecuting fuch Suit (Candidates) may give fuch Book, or a true Copy thereof, in Evidence, and have like advantage as by producing the Record it felf: And if the Clerk of the Crown makes not fuch Entry within fix Days after any Return, or alters any Return without Order of the House of Commons, or gives a Certificate of any Person not

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returned, or wilfully neglects or omits his England. Duty herein, he shall forfeit 500 l. for each Offence to the Party grieved (Candidate) to be recovered as aforesaid, and lose his Office, and be for ever incapable of holding it.

Every Information of Action ground: Informations ed upon this Statute, thall be brought or Actions on within the Space of two Bears after brought within the Cause of Action thall arise, and 2 Years after not after.

Action.

Stat. 7 6 8 W. III. ch. 25.

Enacted, &c. That upon every candidates for Election to be made of any knight shire may not knights of the Shire (in case a Pollminate persons shall be required) the Sheriss, or his tobe Inspections of the Sheriss, or his tobe Inspections or of the Poll, Under Sheriss, shall appoint for each and may require Candidate such one person as shall be each Free-nominated to him by each Candidate sworn before to be Inspectors of every Clerk who admitted to shall be appointed for taking the Poll; and every Freeholder, before he is admitted to poll at the same Election, shall, if required by the Candidates, or any of them, first take the Dath (in this Act contained, which see in the Appendix.)

and if any Person do unlawfully Any Person and corruptly procure or suborn any Freeholder or Free other to take

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Freeholder or other Person to take England. the said Dath in order to be polled. the Oath for the Poll, where whereby he shall commit wilful and by he commits cogrupt Perjury, and thall be thereof Perjury, and convicted of convicted, he for every such Offence fuch Subornathall incur the like Pains and Penaltion, for every ties as are in and by one Act of Par-Offence (forfeits 40 l. and is incapacitat- liament made in the 5th Pear of the ed as a Witness Reign of the late Ducen Elizabeth, till fuch Judg- &c. enacted against all such who shall ment be reverssubogn og procure any Person to ed; and for quant of 40 1. commit any unlawful and corrupt to be imprisoned balf a Tear. Perjury contrary to the faid at. and fland in the Pillory an Hour, per Stat. 5 Eliz. ch. 9.

Without the Candidates consent, the County Court not to be adjourned from the place of Election, nor

in his ab The said Sheriff, or sence his Under-Sheriff, or such as he thall depute, thall not adjourn the County-Court from the Place of E lection to any other Town or Place within the same County without conthe Poll discon-sent of the Candidates, but thall du ip and orderly proceed to take the Poll from day to day, and time to time, without any further or other journment, without the Consent of the Candidates.

Any Person may demend a Copy of any Poll which the Sheriffs, Mayors, &c. are required to deliver, paying reasonably for writing it.

Under-Sheriff. Every Sheriff. Mayor, Bailiff, and other Officer, w whom the Execution of any Writ of Decept thall belong for the electing Members to serve in Parliament thall forthwith deliver to such person 0 take of persons as thall desire the same, a England. iled, Copy of the Poll taken at such Elecand tion, paying only a reasonable Charge for writing the same: And every To each Party Sherist, Under-Sherist, Wayor, Bai- ors, Sherists, ereof ence mal liff, and other Officer, to whom the &c. for every Execution of any Writ of Precept wilful Offence Dar: for electing Dembers to ferve in Dar= Act, forfeits the liament doth belong, for every wilful 500 1 to be rebeth, Offence contrary to this Act thall for Party, his Exthall feit to every party to aggrieved the ecutors, or Administrators, on to Sum of 500 l. to be recovered by him with full Costs. rupt of them, his of their Erecutors of by Action of Administrators, together with full wherein no Esab: Costs of Suit, and for which he or foign, &c. to h as they may sue by Action of Debt, Bill, 1 the Plaint, or Information in any of his Majefty's Courts at Westminster, Place wherein no Effoian, Protection, con: Mager of Law, Privilege, or Im= Du: parlance, shall be admitted or allowed.

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Do Person hereafter shall be capa-elected under ble of being elected a Wember to the age of 21 serve in Parliament, who is not of Years. the age of 21 Bears, and every E any elected unlection of Return of any Person un der that age declared void, der that Age is hereby declared to be and such Minull and void. And if any such Hi- nor sitting, in Parlianot hereafter chosen shall presume to ment shall infit or vote in Parliament, he thall in curlike Penalrson cur such Penalties and Forseitures &c. unchosen ag or returned.

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as if he had prefumed to fit and bote in Parliament without being chosen oz returned.

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Candidates for the County of Southampton the Sheriff, after fter, an Adjournport in the I/le of Wight.

The Sheriff of the County of Southampton, or his Deputy, at the may demand of request of one of more of the Canthe end of the Didates for Election of a Knight Poll at Winche-oz Knights foz that County, ment to New- adjourn the Poll from Winchester, after every Freeholder then and there present is polled, to Newport in the Isle of Wight, for the Ease of the Inhabitants of the faid Island, and thing in this Act contained to the contrary notwithstanding.

Stat. 7 6 8 W. III. ch. 27.

Candidates may premacy to E-Declaration of admit them to vote.

120 Person which shall resuse to require the She-take the Daths (of Allegiance and Suficer on the Poll, premacy, which fee in the Appendix) Di at any Election, rected by an Act made in the First to administer the Oaths of Al-Bear of the Reign of His present legiance and Su-Wajesty, and the late Ducen Mary, lectors (and if or being Quakers, shall refuse to sub Quakers, the scribe the Declaration of Fidelity Fidelity) and on directed by one other At of Parti refusal, not to ament made in the said first Peat of the Reign of His present Was jest and the late Ducen, (which fee also in the Appendix), (to be adminiftred on the Poll by the Sheriff or Chief Officer

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Officer at any Election) at the Request of any one of the Candidates, shall be admitted to give any Note for the Election of any knight of the Shire, Citizen, Burgels, or Baron of the Cinque Ports, to ferve in Parliament.

England.

Stat. 11 6 12 W. III. ch. 2.

Enaded, &c. That if any Members of ber of the Poule of Commons, du the House of Commons, ting the time of his being a Mem- while such, by ber of Parliament, by his Deputy, puties, or Truof any other in truft for him of his flees, taking or benefit, take, enjoy, oz execute any executing any Office, Place, or Imployment touch Excise, or Aping of concerning the farming, ma peals thereof, declared incanaging, or collecting the Duty of pable of fitting, Excise, or Determining Appeals concerning the faid Duty, or comptrolling or Auditing the Accounts of the same, such Person is hereby declared and enaded to be absolutely uncapable of litting, voting, or ading as a Member of the Doule of Commons in such Parliament.

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Stat. 12 & 13 W. III. ch. 2.

The Act for the Limitation of the Crown to the House of Hanover.

Enacted, &c. After the Limitation of the Crown to the Princess Sophia of Hanover, (by this Act shall take effect) no Person born out of the Kingdoms of England, Scotland, or Ireland, or the Dominions thereunto belonging, (although he be naturalized or made a Denizen; except such as are born of English Parents) shall be capable to be a Member of the House of Commons.

Stat. 12 6 13 W. III. cb. 10.

Enaced, &c. That no Member of Members of the House of Comthe bouse of Commons shall be mons incapacitated from be- capable of being a Commissioner of ing Commissioners or Farmers Farmer of the Customs, og of hold of the Customs, ing or enjoying in his own Mame, or to hold in of in the Mame of any other Pertheir own or others Names, son in trust for him, or for his ale or by others in trust, or execute of Benefit, of of executing, by himfelf or his Deputy, any Office, Place, or Employment touching or by Deputies any Office in the Customs. concern: concerning the farming, colleding, England.

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If any Dember of the Poule of Members, Commons shall, during the time of taking or exebis being a Dember of Parliament, cuting any such by himself, or his Deputy, or any incapable of other in trust for him, or for his Be-fitting, &c. nest, take, enjoy or execute any Office, Place or Employment, touching or concerning the farming, Dainaging, or colleding the Customs, such Person is hereby declared and enaded to be absolutely incapable of sitting, voting, or ading as a Dember of the Poule in such Pariliament.

No Commissioner, Collector, Comptroller, Searcher, or other Officer, or Person concerned or imployed in the charging, collecting, levying, or managing the Customs, or any Branch or Part thereof, shall by Word, Message or Writing, or in any other Manner endeavour to perswade any Elector to give, or disfuade any Elector from giving his Vote for the Choice of any Person to be a Knight of the Shire, Citizen, Burgels, or Baron of any County, City, Burrough or Cinque Port, and every Officer, or other Person offending therein, Shall forfeit the Sum of One hundred E 2 Pounds.

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Pounds, one Moiety to the Informer, the other Moiety to the Poor of the Parish where such Offence shall be committed, to be recovered by any Person that shall fue for the same, by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record at Westminster: In which no Effoign, Protection, or Wager of Law, or more than one Imparlance shall be allowed; and every Person convict on any such Suit, shall be incapable ever to bear any Office or Place of Trust under the Crown.

Stat. 13 & 14 W. III. ch. 6.

Members of the House of Commons not to vote or fit there during any Debate, afer chosen, until they have taken and fubscribed the Abjuration be-

Enacted, &c. That none which thall be a Wember of the Youse of Commons, shall vote in the bouse of Commons, or lit there during any Debate in the said bouse of tertheir Speak. Commons, after their Speaker is chosen, until such Wember Mall, from time to time take the Dath (mentioned in this Act, commonly caltween 9 and 4, led the Abjuration, altered by Statute 1 in a full House. Annæ, ch. 22. again by Stat. 4 & 5 Annæ, ch. 8. again by Statute 6 Annæ, ch. 7. which last see in the Appendix) and subscribe the same in manner following; (that is to say) the said Dath thall be in this and every other

ther succeeding Parliament, solemnly and publickly made and subscrie hed between the bours of Mine in the Mozning, and Four in the Afternoon, by every such Member of the Poule of Commons, at the Table, in the middle of the faid boule, and whilst a full boule of Commons is there duly litting with their

Speaker in his Chair.

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If any Member of the Boule of Members vo-Commons hall presume to vote, not ting, not having fo taken, Oc. having taken the said Dath, and the said Oath, subscribed the same as afozesaid, every adjudged Pofuch Member to offending thall from convict, and thence be deemed and adjudged a forfeit as fuch, Dopish Reculant convict to all In- hold any Office tents and Durpoles what loever, and or Place of Prothall forfest and suffer as a Popsh England or its Reculant convid, and thall be diffic or vote in abled to hold or execute any Office Parliament, or Place of Profit or Truft, Civil tion or Informaor Military, in any of Dis Baje tion at Law, or fty's Realms of England of Ireland, be Guardian of Dominion of Wales, of Town of any Child, Ex-Berwick upon Tweed, of in any of ministrator of his Majefty's Islands of Fozeign any Person, or Diantations to the faid Realms be- Legacy or Deed longing, and shall be disabled from of Gift, and to forfeit 500% to thenceforth to lit or Ciote in Parlia any that will ment, or to sue or use any Action, sue by Action Bill, Plaint, or Information in where no Es

Dominions, to bring any Ac-Suit in Equity, ecutor or Adcapable of any course

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course of Law, or to prosecute any Suit in any Court of Equity, or to be Guardian of any Child, or Executor, or Administrator of any Person, or capable of any Legacy or Deed of Gift, and thall forfeit for every wilful Offence against this Ax the Sum of 500 l. to be recovered and received by him or them that Mall sue for the same, and to be profecuted by any Adion of Debt, Suit, Bill, Plaint of Information, in any of his Majeffy's Courts at Westminster, wherein no Effoign, Drotedion, or Warer of Law hall lie.

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Stat. 2 & 3 Annæ, ch. 4.

The Register for the West-Riding of Yorkputy, incapacitated to be cho-Parliament.

Enaded, &c. That no Register (for the Registering Memorials of Deeds, Shire, or his De. Conveyances and Wills) within the West-Riding in the County of Tork, 02 his sen Member of Deputy for the time being, be capable of being chosen a Hember to ferve in Parliament.

Stat. 4 6 5 Annæ, ch. 8.

Enaded, &c. That no Person, No Candidate, who shall have who shall have in his own Pame, Name, or in or in the Mame of any Person or his Benefit, any Persons in trust toz him oz foz his new Office or Benefit.

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Benefit, any new Office or Place of Profit whatfoever, under the Place of Profit Crown, which at any time hereaf hereafter to be ter shall be created or ereated, nor Commissioner any Person who shall be a Com- or Sub-Commissioner Services. millioner az Sub-Commissioner of the missioner, Se-Dizes, Secretary or Receiver of ceiverofPrizes, the Prizes, nor any Comptroller of commissioner the Accounts of the Army, noz any Accounts, Commissioner Commissioner of Cransports, not a= of the Sick and ny Commissioner of the Sick and Wounded, A-Mounded, not any Agent to any Regiment, Regiment, noz any Commissioner Commissioner for Wine Lifor Uline Licences, nor any So=cences, Gover-vernor nor Deputy-Sovernor of any nor or Deputy-Governor of aof the Plantations, not any Com- ny of the Planmissioner of the Navy employed in tations, Comany of the Dut-Ports, nor any Pet = ny Out-Port, or fon having any Pension from the have a Pension the Crown during Pleasure, shall be Crown during capable of being elected, or of sit Pleasure, shall be capable of ting or voting as a Dember of the being elected Pleasure, shall Poule of Commons in any Parlia or fitting, &c. ment which shall be bereafter summoned and holden.

If any Person being chosen a Dem - Members chober of the Poule of Commons thall any Office of accept of any Dffice og Pofit from Profit from the the Crown during such time as he crown, while shall continue a Dember, his Elec- Members, their tion thall be, and is hereby decla- and a new Writ red to be void, and a new Writ shall to issue, but ca-

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issue for a new Election, as if such Person so accepting was naturally Dead. Revertheless luch Person mall be capable of being again e leded, as if his Place had not be come void as aforefaid.

No greater Number of Commissioners shall be made for the Execution of any Office than have been employed in the Execution of any fuch from the first

Day of the Seffion.

Members being Officers in the Navy or Army, receiving any New Commiffion in either, not incapacirated.

Mothing herein contained thall ertend, or be construed to extend, to any Member of the Doule of Commons being an Officer in Her Majeffy's Mavy or Army, who shall receive any new or other Commis tion in the Mavy or Army respectively.

Members hereby incapacitated, if returned, their Election woid, and prefuming to fit 500 l. to any that will fue by &c.wherein no Effoign, Oc. and but one Imparlance to be allowed.

If any Person hereby disabled or veclared to be incapable to fit or vote in any Parliament hereafter to be holden, shall nevertheless be returnand vote forfeit ed as a Wember to ferve for any County, City, Town, oz Cinque Action of Debt, Post in any such Parliament, such Election and Return are hereby enaded and declared to be void to all Intents and Purpoles whatsoever: and if any Person disabled or declared incapable by this At to be eleded, shall presume to sit or vote ag

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as a Member of the Poule of Commons in any Parliament to be here
after lummoned, such Person so sitting or voting shall forfeit the Sum
of 5001. to be recovered by such
Person as shall sue for the same by
Adion of Debt, Bill, Plaint or Information, wherein no Essoign, Protedion, or Mager of Law, shall be
allowed, and only one Imparlance.

Stat. 5 Annæ, ch. 8.

[The Union Act.]

Forty-five shall be the Number of the Representatives of Scotland in the House of Commons of the Parliament of Great Britain.

Every Member of the House of Commons of the Parliament of Great Britain (until the Parliament of Great Britain shall otherwise direct) shall take the respective Oaths appointed to be taken instead of the Oaths of Allegiance and Supremacy, by an Act of Parliament made in England in the First Year of the Reign of the late King William and Queen Mary (The new Oaths of Allegiance and Supremacy, which see in the Appendix.) And make,

Great Britain make, fubscribe, and audibly repeat the Declaration mentioned in an Ac tel of Parliament made in England in the Bo Thirtieth Year of the Reign of King Charles the Second (The Test, which and (ee also in the Appendix) and shall take pil and fubscribe the Oath mentioned in 191 an Act of Parliament made in Eng. itt land in the First Year of Her Ma Tijesty's Reign. (The Abjuration, which So (ee also in the Appendix.) At such time me and in fuch manner, as the Member per of both Houses of Parliament of Eng-ele land are by the faid respective Ach in directed to take, make, and fubscribe (fo the same, upon the Penalties and Disthe abilities in the faid respective Acts con by tained: And it is declared and agreed, ele that these Words (This Realm, The 02 Crown of this Realm, and the Queen Sci of this Realm) mentioned in the Oaths and Declaration contained in the aforefaid Acts, which were intended to fignify the Crown and Realm of England, shall be understood of the Crown and Realm of Great Britain, and that in that Sense the faid Oaths and Declaration be taken and fubscribed by the Members of the Parliament of Great Britain.

Enaded accordingly.

Done

epeal Rone Mall be capable to be elec- Great Britain. Ad tel (a Representative for any Shire or None capable n the Borough of Scotland) but luch as are to be elected for King Twenty one Pears of Age complete, any Shire or Bowhich and Protestant, excluding all Pa-land under 21 take pists, or such who being suspect of less a Protested in Popery, refuse to swear and sub- ant Papists and Eng. cribe the Formula contained in the fuch as refuse Ma Third At made in the 8th and 9th excluded. which Sellions of King William's Parlia-time ment (in Scotland, which fee in the Ap- LikeIncapacity nber pendix) ttoz shall be capable to be on Candidates, Eng- elected to represent a Shire or Burgh capable by the Acts in the Parliament of Great Britain Laws of Scot-cribe (for Scotland) except such as (were at Diff the time of passing this Act) capable con by the Laws of (Scotland) to be reed, eleded as Commissioners for Shires The or Bozoughs to the Parliament of neen Scotland. aths

any Shire or Bo-

Enaced accordingly.

Stat. 6 Annæ, ch. 7.

A like Clause for incapacitating Persons to be elected, &c. Members of Parliament, and likewise for incapacitating Members of Parliament, with like Restrictions, Exceptions, and Penalties (throughout the united Kingdom)

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dom) as are contained in the Status 4 & 5 Annæ, ch. 8. relating to Car fice didates and Members for the Parlie of ment of England.

Candidates difabled to be elected, or Memin the Parliament of Eng-Britain.

And further enaded, &c. Th every Person disabled to be elected bers to fit, &c. 02 to fit og bote in the Douse Commons of any Parliament land, under like England, shall be disabled to be disabilities, as lested, of to sit of vote in the how ment of Great of Commons of any Parliament Great Britain.

> Except the present Commissioners for difposing the Equivalent by the present or any other Commission.

> > Stat. 6 Annæ, ch. 23.

Candidates or others may require the Sheriff, President of the Meeting at any Election of Members of Parliament in Great Britain, or of Commiffioners for choosing Burgeffes in Scotland to administer the Abjuration upon Oath (or upon Affirmation to

Enaded, &c. That every Perla who shall refuse to take the Dath of Tor Abjuration, (which fee in the Appenhe Ge. on the Poll dix) og being a Quaker, Mall reful to declare the Effect thereof upo his folemn Affirmation, as direct by an Aa of Parliament made the Seventh Pear of the Reign of his late Majesty King William, (the Form whereof see also in the Appender dix) to be administred by the Sherifany President of the Meeting, or chief Opart

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to Can ficer taking the Poll at any Election Great Britain. Parlie of Members to serve in the House of Quakers) and Commons for any Place in Great Bri- Electors refutain, or Commissioners for choosing Bur-fing it, incapa-The geffes for any Place in Scotland, at the Request of any Candidate of other fee Person present, shall not be capated the file of giving any Note for any Estential leason of any such Dember to serve in the Pouse of Canada Science bow in the House of Commons for any enterplace in Great Britain, or Commissions honer to choose a Burgels foz any place in Scotland.

Stat. 6 Annæ, ch. 35.

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Enacted, &c. That no Register The Register for the Registring Memorials of Deeds, Riding of York. Conveyances, Wills, &c. within the East Shire, Oc. or his erio Riding of the County of Tork, or the Deputy, incapathe Town and County of Kingston upon Hull, chosen a Memper of his Deputy for the time being, ber of Parliament.

etulated to be the time being, ber of Parliament.

etulate to serve in Parliament.

Stat. 9 Annæ.

n of Enaded, That no Person shall Persons incapethe capable to lit of vote as a Dem- vote in the ber of the Poule of Commons, for House of Com-erit any County, City, &c. within that not an Estate, ficer part of Great Britain called England, Freeholdor Co-

lying in Eng. land of 6001. the Shire, annu-Burgels, Oc. and if any efeized of fuch an Estate, the Election, Oc.

Great Britain. &c. who shall not have an Estat Freehold or Copyhold for his owna pyhold for Freehold by Come greater Estatepel either in Law oz Equity to his owral for a Knight of Ale, in Lands, Tenements, or bele ally; and 300/ reditaments, above what will heen ally; and 300/ tisky and clear all Incumbrants tof within that part of Great Britain (lected, &c. not led England, &c. of the annual Calum of Sir hundzed Pounds above Rithe prizes, for every knight of a Shin tue and of Three hundred Dounds abou Eq Repgizes for every Citizen, Bu oth gels, &c. And if any Persons eld ma ed of returned to ferve in any 19m mo liament, as a knight of a Shire, thet as a Citizen, Burgels, &c. thall not at the time of such Election and Bu fai turn, be seized of, or intituled that fuch an Effate before required, sudthe

Eldest Son or Heir Apparent of aPeer, or Perferve as a Knight of a

Election and Return thall be void. up Nothing in this At containe El thall extend to make the Eldest Supre fon qualified to 02 Deir Apparent of any Peer ofor Lozd of Parliament, oz of any Perby Shire, excepted. son qualified by this At to serve a Ca Unight of a Shire, uncapable can being elected and returned, and fiki ting and voting as a Member da d the boule of Commons, in any Pakhis liament. pen Estat Mothing in this At contained, Great Britain. ompall extend to either of the Ani- Elections, for statemersities in that part of Great Britain each of the Uniowcalled England, but that they may verfities in England also exof weled and return Dembers to repres cepted. ill Went them in Parliament, as here-

antitofoze they have done.

n cal Do Person shall be qualified to sit No Person qualified by Virtue Taluin the Poule of Commons, within of a Mortgage, e Rithe Meaning of this At, by vir unless in Posses. bhin tue of any Moztgage, whereof the gaged Premisses abou Equity of Redemption is in any for Seven Years before his Elec-Bu other Person, unless the Moztgagee tion. eld thall have been in Possession of the 19a mortrared 19remiffes for Seven Pears re, thefore the time of his Eledion.

Ind Every Person (except as afoze= Candidates to ok said) who thall appear as a Candi- their Fistates, if to toate, or shall by himself, or any or required by any suthers, be proposed to be elected, shall, or two Electors. id, upon Request (at the time of such

aind Election, or before the Day to be Suprefixed in the Writ of Summons er afor the meeting of the Parliament) Pa by any other Person who thall stand ie a Candidate at such Election, or by le dany Two or more Persons having d WRight to vote at luch Election, take er da Cozpozal Dath in the Fozm (in Dathis Act contained, which see in the Ap-

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Great Britain. before the Sheficer by whom the Poll is to be of the Peace.

The respective Daths aforesan Mall be administred by the Sheriff riffor other Of- 02 Ander-Sheriff, foz any County, or by the Mayor, Bailiff, or other taken, or Return Difficer og Officers foz any City made, or Two Burrough, &c. to whom it hall m pertain to take the Poll, or make the Return at such Eleason, or h any Two or more Justices of the Peace within England, &c. And f any of the faid Candidates, &c. that wilfully refuse to take the Dath, the Eledion and Return of such Can vidate or Person shall be void.

The Election and Return of Candidates refuling to take the Oath, void.

2 Stat. 12 Annæ.

NoConveyance or Right after the end of this Parliament, whereon Infeoffment is not fin registred a Teste of the Writs, shall in-Stewartry in Scotland.

Enaded. That from and after the Determination of this present Par liament, no Conveyance or Right whereupon Infeoffment is not taken, taken, and Sei and Seisin registrated Dne Pear be Year before the fore the Teste of the Whits for call ing a new Parliament, Hall, upon title the Person Dbjection made in this Behalf, in to be elected in title the Person or Persons so in feoft, to be eleded at that Eledion in any Shire or Stewartry in that part of Great Britain called Scotland; and in case any Election happen during the Continuance of a Par liament, no Conveyance of Right the what

whatfoever, whereupon Infeoffment Great Britain. is not taken One Pear befoze the The like as to heriff Date of the Marrant foz making Infeofiments out a new Wirit foz such Gledion, Year before shall, upon Objection made in that the Date of the Behalf, intitle the Person of Person warrant for a Behalf, intitle the Person of Person warrant for a fons to infeott, to be eleded at that ring the Conti-Eledion; and that it shall be law Parliament. ful for any of the Eledors present. suspecting any Person of Persons to have his or their Estates in Trust. and for the Behoof of another, to , the Tan require the Præses of the Deeting Any Elector to tender the Dath (in this Act con-peding Persons tained, which fee in the Appendix, in- to have Estates tituled, The Form of the Freeholders, require the &c. Oath, to be taken (upon Objec-Preses of the tion made) by Stat. 12 Annæ, and is swear such to the same mutatis mutandis) to any & their Estares. ledoz, and the faid Præses is hereby required to administer the same.

In case such Elector refuse to swear, On Refusal to swear and suband also to subscribe the said Dath, scribe the Oath fuch Person of Persons shall not incapable to be be capable of being eleded at such elected. Election.

Stat. 1 G. I. ch. 13.

Enaded, That from and after the Dat Twenty-ninth Day of September, in ight the Pear of our Lord One thousand leven

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Great Britain. before the Sheficer by whom the Poll is to be of the Peace.

The respective Daths aforesain hall be administred by the Sheriff riffor other Of- 02 Ander-Sheriff, foz any County, or by the Mayor, Bailiff, or other taken, or Return Difficer og Officers for any City made, or Two Burrough, &c. to whom it shall ap pertain to take the Poll, or make the Return at such Election, or h any Two or more Justices of the Peace within England, &c. And if any of the faid Candidates, &c. shall wilfully refuse to take the Dath, the Election and Return of luch Can didate or Person shall be void.

The Election and Return of Candidates refuling to take the Oath, void.

2 Stat. 12 Annæ.

NoConveyance or Right after the end of this Parliament, whereon Infeoffment is not taken, and Seifin registred a Tefte of the Writs, shall into be elected in any Shire of Stewartry in Scotland.

Enaded, That from and after the Determination of this present Par liament, no Conveyance oz Right whereupon Infeoffment is not taken and Seilin registrated One Pear be Year before the fore the Teste of the Witts for call ing a new Parliament, Mall, upon title the Person Dbjection made in this Behalf, in title the Person of Persons so in feoft, to be eleded at that Eledion in any Shire or Stewartry in that part of Great Britain called Scotland; and in case any Election happen during the Continuance of a Par the liament, no Conveyance of Right what

whatfoever, whereupon Infeoffment Great Britain. is not taken One Pear befoze the The like as to Date of the Marrant for making Infeoffments out a new Wirit for such Gledion, Year before shall, upon Objection made in that the Date of the Behalf, intitle the Person of Person warrant for a Behalf, intitle the Person of Person warrant for a fons so infeott, to be eleded at that ring the Continuance of a Election; and that it shall be law Parliament. ful for any of the Elekors prefent. suspecting any Person of Persons to have his or their Effates in Truff. and for the Behoof of another, to require the Præses of the Deeting Any Elector to tender the Dath (in this Act con-pecting Persons tained, which see in the Appendix, in- to have Estates tituled, The Form of the Freeholders, require the &c. Oath, to be taken (upon Objec-Preses of the tion made) by Stat. 12 Annæ, and is swear such to the same mutatis mutandis) to any Etheir Estares. ledoz, and the faid Præfes is hereby

required to administer the same. In case such Elector refuse to swear, On Refusal to swear and suband also to subscribe the said Dath, scribe the Oath fuch Person of Persons shall not incapable to be be capable of being eleded at such elected.

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Stat. 1 G. I. ch. 13.

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Child,

Great Britain. feben hundzed and fifteen, no Perfon that now is, or hereafter that be a Member of the Doule of Com. mons, hall vote in the Poule of Commons, of fit there, during any After 29 Sept. Debate in the said bouse of Com 1715. No Member to vote be. mons, after the Speaker is chosen, un fore taking the til luch Peer or Dember shall, from time to time respectively, take the ab iuration Dath (which Oath fee in the Appendix) instead of the Dath of Ab furation which before by Law ought to have been taken, in such Man ner, and together with such other Daths, and Declaration against Transubstantiation, as the faid former Dath of Abjuration ought to have been taken.

And further enacted. That if any Person that now is, or hereafter thall be a Wember of the Doule of Commons, in this or any succeeding Parliament, and after the faid Twenty ninth Day of September, presume to vote, not having taken the faid Dath, and subscribed the same as a fozelaid, every such Member so of fending thall be disabled to sue of use any Akton, Bill, Plaint, og Infozmation in any Court of Law, or to profecute any Suit in any Court of Equity, or to be Guardian of any

Penalty.

Oaths.

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Child, og Executor og Administrator Great Britainof any Person, or be capable of any Lenary or Deed of Gift, or to be in any Office within this Realm of Great Britain, 02 to vote at any Election for Members to serve in Parliament, and thall forfeit the Sum of Five hundred Pounds, to be recovered by him or them that shall sue for the same, to be prosecuted by Anion of Debt, Suit, Bill, Plaint, og Information, in any of Dis Maieffy's Courts at Westminster, wherein no Moign, Protedion, or Mager of Law thall lie, or any more than one Imparlance, and by way of Summar Complaint before the Court of Sessions, or Profecution before the Court of Juliciary in Scotland.

Stat. 1 G. I. ch. 56.

Enacted, That no Person having Persons having any Pension from the Trown for any Pensions from the Crown in-Term or Mumber of Pears, either capacitated. in his own Mame, or in the Mame or Mames of any other Person or Persons in trust for him, or for his Benefit, shall be capable of being eleded, or chosen a Member of, or for fitting or voting as a Member of this present or any future bouse of Com-F 2 mong

Of the Elected.

Great Britain.

mons which shall be hereafter sum moned.

Penalty 20 1. per Day.

Enaded, Chat if any Person who thall have fuch Pention, as aforefaid, at the time of his being to eleded, of at any time after, during such time as he thall continue or be a Member of the boule of Commons, thall pre fume to fit or vote in that Doule, then, and in such case, he shall for feit Twenty Pounds for every Day in which he thall fit or vote in the faid house of Commons, to such Person or Persons who thall sue for the same in any of Dis Maiesty's Courts in Westminster-Hall; and the Monies to forfeited thall be recovered by the Person so suing, with full Cotts of Suit, in any of the faid Courts, by Akion of Debt, Bill, Plaint, or Information, in which no Essoign, Privilege, Protession, or Wager of Law, shall be allowed, and only one Impartance.

Stat. 3 G. I. ch. 8.

No Member of the Bank.

Enaded, That no Member of the Bank of England shall be disabled from being a Member of Parliament.

S

Of the Elected.

Great Britain.

Stat. 3 G. I. ch. 9.

Enacted. That no Member of the nor of the South-Sea Company shall be disabled Company, from being a Member of Parliament.

Stat. 6 G. I. ch. 18.

Enaded, That no Governoz, Dis nor Governor, rector, or other Officer of the Cor- rations for Acpozations for Adurance of Ships, surance of shall be disabled from being a Dem- from being ber of Parliament.

Oc. of Corpo-Ships, disabled Members of Parliament.

Stat. 7 G. I. ch. 28.

Enacted. That the late Gover. The late Gonoz, Deputy-Dovernoz, Directozs, vernor and Directors of Cathire, and Accountant of the South- the South-Sea Sea Company, and John Aislabie Company dis-Esquire, be disabled for ever to sit or vote in either Douse of Parliament.

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Stat. 5 R. II. ch. 4.

England. Sheriffs neglecting to make Returns, or leaving out the Returns of Cities or Boamerced, or otherwise punished, as in old Times accustomed.

The King doth Will and Com mand, and it is affented in Parliament by the Pzelates, Lozds and Commons, that if and Sheriff of the Realm, be from roughs. challbe henceforth negligent in making his Returns of Writs of Parliament, or that he leave out of the faid Re turns any Cities or Boroughs which be bound, and of old Time were wont to come to the Parliament, he shall be amerced, or otherwise punished in the Manner as was accustomed to be done in the faid Tale in times paft.

Stat. 7 H. IV. ch. 15.

Dydained, &c. That from hence Proclamation to be made at the next Coun- fuzth (in order to the Elections of ty-Court after Knights of Counties for the Parliament)

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England.

at the next County to be holden after the Delivery of the Writ of the Delivery of the Parliament, Proclamation thall the Writ to the he made in the full County of the Election of Day and Place of the Parliament, Knights of the and that all they that be there present, as well Suitors duly summoned for the same Cause, as other shall attend to the Election of the Unights for the Parliament. and then in the full County they thall proceed to the Election freely and indifferently, notwithstanding any Request or Commandment to the contrary.

And after that they be chosen, the Sheriff's Re-Names of the Persons so chosen turn after the (be they present or absent) shall be be by Indenwitten in an Indenture under the ing the Names Seals of all them that did choose of the Persons them, and tacked to the same Whit chosen) sealed them, and tacked to the same Whit by the Electors, of the Parliament, which Inden and annexed to ture so sealed and tacked, shall be the Writ. holden for the Sheriff's Return of the faid Writ touching the Unights

of the Shires.

In Writs of Parliament hereafter to be made, this Clause shall be put; Et Electionem tuam in pleno Comitatu factam sub sigillo tuo, & sigillis eorum qui electioni illi interfuerant, nobis in Cancel-F 4

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England.

Of the Officers returning.

laria nra' ad diem & locum in brevi contentu' certifices indilate.

Stat. 11 H. IV. cb. 1.

Of Returns made by Sheriffs, contrary to the Statute 7 H. 4. ch. 15. Justices of Al lize impower'd to inquire, and Proof made thereof, fuch Sheriffs to pay 100 /. to the King.

Foralmuch as in the Statute (7H 4. ch. 15.) no Penalty was ordained or limited in special upon the She riffs of the County, if they make a ny Returns contrary of the same Saon loquest and tute, It is ozdained that the Justices affigued to take Affizes, thall have Dower to inquire at their Sellions of Affizes of such Returns made; and if it be found by Inquest and due Examination before the same Justices that any such Sheriff hath made, or hereafter make any Return contrary to the Tenoz of the faid Statute, that then the same Sheriff hall incur the Denalty of 1001, to be paid to our Lord the King.

Stat. 6 Hen. VI. ch. 4.

Sheriffs Shall have their Traverses to Inquests, Oc. upon the Stat. 7 H. 4. ch. 15. 2 11H. 4. ch 1.

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Divained, &c. That all Sheriffs thall have their Answer and Traverle to Inquests and Offices, before any Justices, of AMzes hereafter to be taken, (upon the Stat. 7 Hen. IV. chapter 15. and 11 Hen. IV. ch. 1.) and the faid Sheriffs thall not be endamaged unto

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unto our Lozd the King, oz his Successors, for any such Inquest taken, or to be taken, until they be buly convict according to the Form of Law.

England.

Stat. 8 Hen. VI. ch. 7.

Diovided, &c. That fuch to be cho. Sheriffs to refen Unights of the Shire as have the turn fuch as have the Majogreatest number of them that map rity of those expend 40 s. by Pear and above, Mall that can expend be returned by the Sheriffs of every Knights of the County, Unights for Parliament, tures betwirt by Indentures lealed betwirt the themselves and laid Sheriffs and the laid Choolers the Electors.

to to be made.

and every Sheriff of the Realin of The Sheriffs England shall have Power to examine impower'd ro upon the Evangelists every such Elector upon Chooser, how much be may expend by the Bear.

examine each Oath, how much he can expend a Year.

and if any Sheriff return Knights Of Sheriffs Reto come to the Parliament contrary to this Act. Juto the faid Dedinance, the Juffices of tices of Affizes Mizes, in their Sellions of Allizes, are impower'd hall have power thereof to inquire.

and if by Inquest the same be is found by Infound befoze the Justices, and the sheriff thereof Sherist thereof be duly attainted, attainted, he that the color of the that then the faid Sheriff thall incur to the King. the Denalty of 1001 to be paid to and be impri-

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England. foned a Year Without Bail. Of the Officers returning.

our Lozd the King, and also that he leled have Impessonment by a Pear, with out being let to Mainprize or Bail

And that in every Writ bereafter to go forth, Mention Shall be made of this Ordinance.

Stat. 23 Hen. VI. ch. 15.

Sheriff, after the Receipt of a Writ of E lection, to deliver a Precept under his Seal to every Mayor, Bail ff, O.c. of the Ciries and Boroughs within his County, reciting his Writ. and commanding them by Citizens and Burgeffes, to choose Citizens and Burgeffes.

Didained, &c. That every Sheriff. after the Delivery of any Writ (of Election) to him made, shall make and deliver without Fraud, a sufficient Decept under his Seal to even Mapor and Bailiff, or to Bailiffs o Bailiss where no Dayoz is, of the Cities and Bozoughs within County, reciting the faid With, commanding them by his Precept, if it be by a City, to choose by Ci tizens of the same City, Citizens, and in the same Manner and Form, if it be a Bozough, by the Burgel fes of the same, to come to the Parliament.

And that the same Navor and Bak liffs, or Bailiffs or Bailiff, where cept to the She- no Mayor is, thall return lawfully the Precept to the same Sheriff by lection, and the Indentures betwirt the same She rist and them, to be made of the laid

liffs, Oc. to return the Preriff, by Inden tures of the E-Names of the Elected made betwixt them.

Mayors, Bai-

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lath Cledions, and of the Names of the with laid Citizens and Burgelles by them Ball. to cholen; and thereupon every She Sheriffs theretiff hall make a good and rightful upon to return togo Return of every fuch Witt, and of every Return every Return by the Dayors and made by such Mayors, Bai-Bailiffs, or Bailiffs or Bailiff, where liffs, &c.

the Writ, and

no Mayor is, to him made.

and that every Sheriff, at every Sheriffs acting time that he doth contrary to this Statute, or any Statute, of any other Statutes for other Statute tiff, the Election of Unights, Citizens, to pay 100%. and Burgestes to come to the Paris to the King. ament, hefoze this Time made, shall Year's Impriient incut the Pain contained in the Sta- fonment, withtute, made the 8th Peat (of the now stat. 8 Hen. 6. King's Reign) and mozeover shall for- ch. 7.) and forthe feit and pay to every Person here- Person chosen, after chosen knight, Citizen, oz a Knight, Citi. Burgels in his County to come to gels, and not any Parliament, and not duly re- duly returned, 15, turned, of to any other Person which which in their in Default of luch Knight, Citizen, we, 100% to n Burgels will sue, an Dundzed be recovered Dound, whereof every Knight, Citis Debt against zen, and Burgels so grieved, seves the Sheriff, his tally, or any other Person which in Administrators, their Default will sue, shall have his with Cotts, Action of Debt against the said She= Wager of Law, y tiff, or his Executors or Administra- Oc. to be altops, to demand and have the faid 100 l. with his Costs spent in that Cafe.

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Case, and that in such Adion taken by Airtue of this Statute, the Defendant shall not wage his Law of the Demand asozesaid in any wise. And that no Defendant in such action shall have any Essoian.

Mayors, Bailifts, O.c. re turning other than those cho fen by Cirizens and Burgeffes, shall forfeit 40%. to the King, and to every Person chosen a Citizen or Burgels, and not by them re turned, or to any other that in Default of fuch Citizen or Burgess will fue, 401. (more) to be recovered by like Action of Dett. with Coits.

and in the same manner at even Time that any Mayor and Bailing or Bailiffs or Bailiff, where m Mayor is, thall return other than those which be chosen by the City zens and Burgestes of the Cities of Bozoughs where such Eledions by of thall be made, thall incur and to feit to the King 401. and mozeow thall forfeit and pay to every Perlon hereafter chosen Citizen or Burnel to come to the Parliament, and m by the same Mavoz and Bailiss, o Bailist or Bailists where no Mayor is, returned, or to any other Perfor which in Default of such Citizen of Burnels so chosen will sue, whereof every of the Citizens and Burgestes to grieved severally, of any other Person which in their De fault will sue, shall have his adion of Debt against every of the said Mayor and Bailiffs, or Bailiffs of Bailiss where no Navoz is, against their Executors or Administrators, to demand and have of every of the faid

aid Mayors and Bailiffs, or Baiiffs or Bailiff where no Mayor is, 101 with his Cotts in this Cale exnended.

and that in such Adion of Debt then by Force of this Statute, no Defendant in any wife shall ware his Law of the said Demand, noz

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and that every Sheriff that maketh no due Election of Unights to come to the Parliament in convenient Time, (that is to fay) every Sheriff in his full County, betwirt the bour of Eight and the Your of Eleven befoze Moon, without Collusion in this Behalf; and that maketh not good and true Return of Sheriff not fuch Elections of Unights to come to making Eledithe Parliament, in time to come, as of the shire in to them pertaineth, in Manner and a full County Court, between form afozelaid, shall forfeit to the 8 and 11 in the king an Dundzed Pound, and also a good Return hall incur the Pain of 1001. to be accordingly, paid to him that will sue against to forfeir 100%. him, his Executors or Administra- and 100% more tors, for this Cause, by may of Ac- will sue, to be tion of Debt, with his Costs in this recovered by like Action of Behalf expended, without waging Debt, with of Law of his Demand, or having Costs. essoign as afore is said.

England.

England. Such Actions to be brought by fuch Knight, Citizen, and Burgels within 3 Months after the Commencement of fuch Parliament, and to be proceeded in without Fraud. And after that time by any other.

Like Process to be in fuch Actions as in Trespass at Common Law.

Provided, That Shires be Thall be elected able to be Knights, and not Yeomen or under.

Of the Officers returning.

Provided always, That even Unight, Citizen, and Burgels ti come to any Parliament hereafter to be holden in due Form cholen and not returned as afore is fail thall begin his Action of Debt afon within three Months after the fam Parliament commenced, to proces in the same Suit effectually withou [89] And if he doth not for an chol other that will fue thall have the lan Adion of Debt, (as it is before fain and thall recover the same with his Coffs spent in this Behalf, in Man ner and Form afozefaid, so that m Pal Defendant in such Adion shall wan knig his Law, not be essoign'd in am tine, wife, as afoze is faid. And that luch But Process thall be in the Adions afore be el faid, as in a Writ of Trespals dom leat against the Peace at the Common land Lain.

So that the knights of the Shires time Knights of the far the Parliament hereafter to be be n Knights of the chosen, shall be notable knights of Lieu Counties they the same Counties for which they tiff o for, or Esquires shall be chosen, or otherwise such no the s or Gentlemen, table Elquires oz Gentlemen, (after Mat born) of the same Counties, as shall con be able to be Knights; and no Manufed to be such Knight which standeth in Lanc the Degree of a Peoman and under. City

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Stat. 27 H. VIII. ch. 26.

after Enaded, &c. That Elections shall Duties of Sheofen. be made for the Sheriffs and Boroughs in riffs and other faid. Monmouth-Shire (heretofore part of Wales) cers in Wales, fox lam and in Wales, in like Manner, Form, like the fame in England. ocm and Order as Unights and Burgelhow les of the Parliament be eleked and , an chosen in other Shires of this Realm.

Stat. 34 5 35 H. VIII. cb. 13.

h his Enafted, &c. That the County Writ of Electi-13 an: t m Palatine of Chefter thall have two on under the unights for the said County Pala- Great Seal for Elections in am tine, and likewise two Citizens to be Chefer, to be fut Burgestes for the City of Chester, to Chamberlain, fore be eleded and chosen by Process to or. of Chefter, bom heawarded by the Chancelloz of Eng- and his Precept mon land unto the Chamberlain of Chester, Sheriff of the his Lieutenant or Deputy for the ites time being, and so like Process to be be made by the Chamberlain, his s of Lieutenant of Deputy, to the Shethey tiff of the laid County of Chester, and no the same Election to be made in like after Panner and Form to all Intents, hall Constructions, and Purposes, as is gan used within the County Palatine of h in Lancaster, or any other County and ver City within this Realm of England, inhich Stat.

England. Sheriff of Chefter to make like Returns, and on like Pains as other Sheriffs.

which faid Knights and Burgeffes. and every of them to elected and tho shall be returned by the said sen, Sheriff into the Chancery of Ene. land in due Form, and upon the Pains as it is ordained that the Sheriff or Sheriffs of any other County Mould make their Retun in cafe like.

Stat. 35 H. VIII. cb. 11.

Mayors, Bai-Towns in Wales, and of Monmouthshire. shall summon theBurgesses as well of all o ther Cities, Bo roughs, and Towns in those Burgesles of those Towns come to Elec tions.

Enasted, &c. That the Burnesses lists, &c. of the of all and every Cities, Bozoughs, and Cowns (in the twelve Shires with in Wales and County of Monmouth not finding Burgesses for the Parliament themselves and contributary to Wages of Burgesses of such Shire-Towns) shall be lawfully admonished by 1920cla Councies as of mation or otherwise by the Mayors, Bailiffs, and other Dead Officers themselves, to of the said Towns, or by one of them, to come and give their Elec tions for the eleding the faid Bu resses at such Time and Place law ful and reasonable, as shall be al finned for the same Intent by the faid Mayors, Bailiffs, and other bead Officers of the faid Shire Cowns, or by one of them.

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Stat. 25 Car. II. ch. 9.

Enacted, &c. That the County Palatine of Durham may have two Writ of Elecknights for the same County, and Great Seal, for the City of Durham two Citizens to Elections in be Burgestes for the same City for directed to the ever hereafter to ferve in the Digh Bishop of Dur-Court of Parliament, to be elected his Precept and chosen by Wirit to be awarded thereon to the by the Lord Chancelloz oz Lord Reep- County. et of the Great Seal of England for the Time being, in that Behalf, to the Lord Bishop of Durham, or his Tentpotal Chancelloz of the faid County of Durham, and a Decept to be thereupon arounded and made by the Lord Bishop of Durham, or his Tempopal Chancelloz for the Time being. to the Sheriff of the laid County for the time being; and the same Election from time to time to be made in Manner and Form following (that is to lay) the Elections of the Unights to lerve for the said County Palatine from time to time to be made by the meater Aumber of the Freeholders of the the laid County Palatine of Durham, other which from time to time thall be prehire lent at such Elections, accordingly as is used in other Counties of this kingdom, and that the Eledion of the

tion under the Durham, to be ham, &cc. and Sheriff of that

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the faid Burgeffes from time to time to ferve in the Digh Court of Parlia ment for the City of Durham, to be made from time to time by the ma ior part of the Mayor, Aldermen and Freemen of the faid City of Du. ham, which from time to time that be present at such Elections, which faid Knights and Burgeffes, and p very of them to eleded or chosen, shall Pains, as other be returned by the faid Sheriff into the Chancery of England in du Form, and upon the like Pains he ordained for the Sheriff or She riffs of any other County of this Kingdom to make his or their Be turns in like Cales.

Sheriff of Durham to make like Returns. and under like Sheriffs,

> Stat. 7 6 8 W. III. ch. 7. Continued by Stat. 12 (5 13 W. III. ch. 5.

Falle Returns illegal and proto the last Determination of lection in the a false Return.

Enacted, &c. That all faile Re hibited, and all turns wilfully made of any knight made contrary of the Shire, Citizen, Burgels, Baron of the Cinque Ports, of the Right of E-ther Hembers to ferve in Parli House of Com- ment, are against Law, and are here mons adjudged by prohibited, and in case that any Derson of Persons shall return an Member to ferve in Parliament m any County, City, Bozough, Cinque Port, or Place, contrary to the lan Deter

England.

Determination in the boule of Commons of the Right of Election in fuch County, City, Bozough, Cinque port, or Place, that fuch Return fo made, thall, and is hereby adjudged

to be a falle Return.

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The Party to grieved (to wit) eve- Officers, &c. ry Person that shall be duly elected making such false Rerurn, lito ferve in Parliament foz any Coun- able to an Acty, City, Bozough, Cinque Pozt, of any duly of Place, by such falle Return, may elected in any of the Courts at fue the Officers and Persons ma- Westminster king or procuring the same, and every with double Damages and or any of them at his Election, in full Costs. any of bis Majesty's Courts of Record at Westminster, and shall recover double the Damages he shall sustain by reason thereof, together with his full Coffs of fuch Suit.

any Officer that thall wilfully, Officers, &c. fally, and maliciously return more making double Persons than are required to be cho- Returns liable len by the Witt or Precept on which to the like Acany Choice is made, the like Remedy may be had against him or them, and the Party of Parties that willingly procure the same, and every nany of them, by the Party grieved

at his Election.

and Securities whatfoever hereafter given to promade of given, to procure any Rescure the Re-

turn

England.

Of the Officers returning.

o turn of any Member adjudged void, and fuch as make or give them to procure any talle or double Return, forfeit 200 Lone third to the King, another to the Poor of the County, City, &c. and a third to the Informer. with his Colts, to be recovered by Action of Debt, Oc. wherein no Efloign, Oc. and but one Imparlance to be allowed.

turn of any Wember to ferve in Par. liament, or any thing relating there unto, be adjudged void, and that who ever makes or gives such Contrat. Security, Promife, or Bond, or and Dift of Reward to procure such falls or double Return, shall forfeit the Sum of 300 ! one third Part thereof to be to his Wajesty, another thin Part thereof to the Poor of the Com ty, City, Bozough, or Place concern ed, and one third Part thereof to the Informer, with his Coffs to be reco vered in any of Dis Majetty's Courts of Record at Westminster by Adion of Debt, Bill, Plaint, oz Inform tion, wherein no Effoign, Protestion, or Wager of Law thall be allowed, noz moze than one Imparlance.

The Clerk of the Crown to keep a Book of Entry of every fingle and double Return, and of every Alteration and Amendment in every such Return, whereto all Pasons to have Access, and take Copies of fo much as defired, at a reasonable Ree. And if the Clerk of the Crown makes not such Entry in Six Days after any Return, or alters any Return without Order of the House of Commons, or gives a Certificate of any Person not returned, or wilfully neglects or omits his Duty bere-

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berein, to forfeit 5001. for each Offence to the Party grieved, to be recovered as aforesaid, and lose bis Office, and be for ever incapable of bolding it.

Every Information or mought upon this Statute, Mall be mount within the Space of Two be brought Pears after the Caule of Axion chall arife, and not after.

Adion Informations or Astions on this Starute to within two Years after the Cause of Action.

Stat. 7 & 8 W. III. cb. 25.

Enaded, &c. That when any Dew Writs of Sum-Parliament shall at any time here ment to have after be summoned of called, there forry Days behall be Forty Days between Teste Teste and Reand Returns of the Writs of Sum, turns, and be mons, and that the Lord Chancelloz, Expedition, Lord Reeper, or Lords Commissio, and delivered ners of the Great Seal for the Time Officer to being, shall issue out Writs for E, whom its Exeledion of Dembers to serve in the who shall insame Parliament with as much Er-dorse thereon pedition as the same may be done, received it, and And that as well upon the calling or lummoning any New Parliament, his Precept to as also in case of any Macancy in Parliament, the several Writs shall Borough, &c. be delivered to the proper Officer to that elects, who whom the Execution thereof doth he dorse the Day long of appertain, and to no other Person

mons to Parliatween the issued with all to the proper cution belongs, the Day he within three Days iffue out the like proper Officer of each shall also in-

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England. of his Receipt of the Precept in the former's Presence, and proceed to Election in eight tice of the Day appointed.

Person whatsoever. And that even fuch Officer, upon the Receipt of the same Writ, shall upon the back thereof indoze the Day he received the same, and shall forthwith, upon Days, and give the Receipt of the Writ, make out four Days No- the Precept or Precepts to each Bo rough, Town Corporate, * Port, of Place within his Jurisdiction, when any Member or Members are to be elected to ferve in fuch New Parlie ment, or to hipply any Macancy in Parliament, and within three Days after the Receipt of the said With of Election, thall by himself of pro per Agent deliver or cause to be de livered fuch Precept or Precepts w the proper Officer of every such Bo rough, Town Copposate, Post, of Place within his Jurisdiction, w whom the Execution of such Precept doth belong or appertain, and to m other Person whatsoever. And eve ry such Officer, upon the back of the same Precept, thall indorse the Day of his Receipt thereof in the Pusence of the Party from whom here ceived such Precept, and thall forth with cause Potice to be given of the

^{*} Proper Officer of the Cinque Ports allowed fix Days from the Receipt of the Writ for the Delivery, by a suff-quent Statute, 10 6 11 W. III. th. 7. Time

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Time and Place of Eledion, and hall proceed to Election thereupon within the Space of eight Days next after his Receipt of the same 192ecept, and give four Days Potice at least of the Day appointed for the Election.

Reither the Sheriff nozhis Ander- No Sherf de Sheriff in any County of City, noz in any County Bailiff, Constable, Mayor, &c. of any Borough, the Mayor, Portreeve, or other Officer or Offi- Town Corpocers of any Bozough, Town Toppo- rate, Port or rate, Port or Place, to whom the the Execution Crecution of any Writ or Precept of any Writ or for electing Dembers to serve in longs, to pay Parliament, Doth belong of apper- or receive any tain, shall give, pap, receive or take the making any fee, Reward, or Gratuity what- out, Receipt, Resoever for the making out, Recespt, turn, or Exe-Delívery, Return, or Execution of cution of the any such Writ or Precept.

Upon every Election to be made of Sheriff, for Eany knight of knights of the Shire lection of Knights of the to serve in Parliament, the Sheriff Shire, to hold of the County where such Election his Countyhall be made, thall hold his County, the same has Court for the same Election at the been most usumost publick and usual Place of & forty Years last, lection within the faid County, and the Election where the same has most usually been the next Court, for 40 Pears last past, and shall there pen within fix Ploceed to Elexion at the next Coun-

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England. Days after the Receipt of the Writ, or the fame Day, and then to adjourn, giving ten Days noand place. forthwith to proceed thereon publickly and appoint Oc. Presence, who shall be fworn by him, O'c. to take it indifferently, and to fet down each Free-holder's Name, the Place of his for whom he polls, and to poll no Free-holder not fworn, if requir'd by any Candidate.

ty-Court, unless the same fall out the C to be held within fir Days after the Receipt of the Writ, or upon the his C same Day, and then shall adjourn the same Court to some convenient Day, giving ten Days Motice of tice of the time the Time and Place of Election; and a Poll required, in case the said Election be not h the Sheriff, or termined upon the Aiew with the Consent of the Free-holders then present, but that a Poll Mall ben Clerks to take quited for the Determination then the Poll in his, of: then the faid Sheriff, or in his Absence, the Under-Sheriff, with fuch others as Mall be deputed by him, thall forthwith there proceeds take the faid Poll in some open of publick place or places, by the fame Sheriff, or his Ander-Sheriff in his Free-hold, and Ablence, or others appointed for the taking thereof as aforefaid: And for the more due and orderly proceeding in the faid Poll, the faid Sheriff, of in his Ablence his Under Sheriff, of fuch as he chall depute, chall appoint fuch Number of Clerks as to him mall feem meet and convenient, w the taking thereof, which Clerks shall all take the faid Poll in the Presence of the said Sheriff, or his Ander-Sheriff, or fuch as he hall de pute; and before they begin to take the

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the said Poll, every Clerk so appointed thall by the faid Sheriff, or his Under-Sheriff afozelaid, be imozn truly and indifferently to take the same Poll, and to set down the Rames of each Free-holder, and the Place of his Free-hold, and for whom he hall poll, and to poll no free-holder who is not swozn, if so required by the Candidates, or any of them (which Dath of the said Clerks, the faid Sheriff or his Under-Sheriff, or fuch as he chall depute, are hereby impowered to administer) and the Sheriff of his Ander-She Sheriffs, Oc. to tiff thall appoint for each Candi-appoint for date, such one Person as shall be one Person nonominated to him by each Candi-minated by date to be Inspectors of every Clerk, to be Inspecwho shall be appointed for taking the tors of every Clerk of the Poll, and every Freeholder befoze Poll. he is admitted to poll at the same Eledion, Mall, if required by the Candidates, or any of them, first take the Dath (in this Act contained, And to swear which fee in the Appendix.) Which each Freehold-Dath the Sheriff by himself, oz his Poll be raken, Under-Sheriff, or luch smorn Clerks if by any Canby him appointed for taking the faid red, to his Poll as aforelaid, are hereby autho- Freehold. rized to administer.

fuch Candidate,

er before his

The faid Sheriff, of in his Ablence sheriff, ore. at his the Place of

England. Election to proceed to the Poll, and not adjourn the County-Court to any other Place, without Confent, nor without fuch Consent delay or discon. tinue the Poll.

his Ander-Sheriff, or fuch as he hall a P depute as aforefaid, thall at the plan foles of Election proceed to the Polling all for e the Free-holders then and there pu this fent, and thall not adjourn the Coun to a ty-Court then and there held to pred the Candidates any other Cown and Place within of t the same County, without the Con aon fent of the Candidates, not hall be con any unnecessary Adjournment in the they same Place of Eledion, protrato Bill delay the Election; but shall dublany and orderly proceed to take the lan Wel Poll from day to day, and time to time, without any further or other Adjournment, without the Consent of the Candidates, until all the free holders then and there present shall be volled.

Sheriffs, Mayors, Oc. to deliver to any Person desiring it, a Copy of the Poll, paying reasonably for wriring it.

Every Sheriff, Ander-Sheriff, Mayoz, Bailiff, and other Officer to whom the Execution of any With or Precept shall belong, for the election ing Members to ferve in Parlia ment, thall forthwith deliver to fuch Person or Persons as shall defire the same, a Copy of the Poll taken at fuch Election, paying only a reason able Charge for writing the same; and every Sheriff, Under-Sheriff, Mayoz, Bailiff, and other Officer to whom the Execution of any Writ

Sheriffs, May. ors, O.c. for every wilful Offence con-

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pe hall of Precept for electing of Dembers England.
Place to terbe in Parliament both belong, trary to this
ing all for every wilful Offence contrary to Act, forfeirs te ph this Ad, shall forfeit to every Darty grieved 500%. Coun to aggrieved the Sum of five hun- to be recoverto to per Pounds, to be recovered by him ed by him, his Executors, &c. with of them, his of their Executors of with full Costs, by Action of Con administrators, together with full Debt, Oc. finth they may sue by Action of Debt, to be allowed. ad of Bill, Plaint, or Information, in dul any of his Wajeffy's Courts at fall Westminster, wherein no Estoign, te ti Protection, Wager of Law, Privithe lege, or Imparlance thall be admittent ted or allowed.

free Chery Return of any Person uns The Return of shall der the Age of twenty-one Pears, any Person chois thereby declared to be null and Years, void.

riff. void. all County-Courts to be held for County-Courts t to ltit the County of York, or any other for Torksbire led. County-Courts, which heretofore to be held on a used to be held on a Monday, shall called and held be called and begun upon a Wed-on a Wednef. nesday, and not otherwise, any Cu-day. from or Alage to the contrary notwithstanding.

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The Sheriff of the County of Sheriff, Oc. of Southampton, or his Deputy, at the Hampsbire, at Request of one or more of the Can- any Candidate Mates for Election of a Knight or of that County, Knights

England. to adjourn at ter the end of the Poll at Win chefter to New port in the lile of Wight.

Knights of that County, shall ad any journ the Poll from Winchester, af But ter every Freeholder then and there por present is polled, to Newport in the Ine of Wight, for the Caie of the Inhabitants of the faid Island, am thing in this Ad contained to the contrary notwithstanding.

Stat. 7 6 8 W. III. ch. 27.

Sheriffs, Oc. on the Poll at any Election, to administer the giance and Su-Declaration of Request of any to admit them to vote.

fore Enacted, &c. That no Person which thall refuse to take the Dath (of Allegiance and Supremacy, which Oaths of Alle fee in the Appendix) directed by an a premacy to E. Mave in the unit granestey and the late lectors, (and if of his present Pajestey and the late made in the first Dear of the Reim Dueen Mary, or being Quakers, Fidelity) at the shall refuse to subscribe the Declara Candidate, and tion of fivelity directed by one other on Refusal, not At of Parliament made in the sall first Pear of the Reian of Dism fent Majesty and the late Queen (which fee also in the Appendix) (mit) Daths and Subscription respedively the Sheriff or chief Officer taking the Poll at any Election of Mem bers to serve in Parliament, at the Request of any one of the Candidates are hereby impowered and required to administer) shall be admitted w give any Note for the Election of

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all ad any Knight of the Shire, Citizen, ter, of Burgels, or Baron of the Cinquethe ports to cerve in Parliament.

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Stat. 10 6 11 W. III. ch.7.

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d, am to the Enacted, &c. That the Sheriff of Sheriffs, oc. other Officer having the Execution by themseives or Deputies, on and Return of any With to Parlia- or before the ment for the future, spail on or be- liament shall be fore the Day that any future Parlis called to meer, detion ament shall be called to meet, and and not exceeding four-Daths with all convenient Expedition, not teen Days after which erceeding fourteen Days after any made, to make an A Cleation made by virtue of any new his Return to Reim Writ, either in Person, or by his the Clerk of the Crown, Deputy, make Returns of the same &c. to the Clerk of the Crown in the bigh Court of Chancery, to be by him filed, &c. and pay to the Clerk of the Crown 4s. for every Knight of the Shire, and 2 s. for every Citizen, Burgess, &c. which the Sheriff, &c. shall tharge to the King, and have allowed upon his Account.

king The proper Officer of the Cinque: (See the Stat. Posts that be allowed fix Days 111. ch. 25. from the Receipt of such Whit for page 86.) ates the Delivery of the Precept accorited ding to the Purport of the Ad (7&8 W. III. ch. 25.) any thing in the said At, oz any other Law, Statute, oz Afage

Day any Par-

Sheriffs, Oc. not making Returns accordingly, to forfeit for each Offence 500 1. one Moiety to the King, the other to him Action of Debt, erc. wherein no Effoign, Oc. to be allowed, and but one Imparlance.

Of the Officers returning.

Mage to the contrary in any willasts notwithstanding. fortl

Every Sheriff oz other Officer welei Officers afozelaid, who thall no fion make the Returns, according to the ste true Intent and Deaning of the law Aa, thall forfeit for every fuch of laid fence the. Sum of 5001. one Wolf tive that will sue by inhereof thall be to his Majesty, and some the other Moiety to him or them that will fue for the fame, to be recommend ed by Adion of Debt, Bill, Plaint turi or Information, in any of Dis me out jesty's Courts of Record at Westmin fter, wherein no Effoign, Protest of th on, or Mager of Law thall be allow RO ed, not more than one Imparlance Shi of t

Stat. 6 Annæ, ch. 6.

Writs to iffue to the respec tive Sheritfs or Stewarts, for chooling the 45 Representatives of Scot land to Pailiamear.

1921 nels Enaded, &c. That when any Par liament hall bereafter be fummon thei Ma ed or called, the Forty-five Repu fentatives of Scotland, in the boult ner of Commons in the Parliament of wit Great Britain, shall be elected and cho Authority of the Queen's Writs, under the Great Seal of Great Britain, directed to the feveral Atti Sheriffs and Stewards of the respon the tive Shires and Stewartries, and ha the faid several Sheriffs and Stew

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y whats thall, on Receipt of such Writs. forthwith give notice of the Time of sheriffs, Oc. ficet weledion for the knights or Commise thereon, forthll no honers for their respective Shires or to the Stewartries: And the Clerks of the time of Electiof the law Deetings, immediately after the Shires. ch di lato Elections are over, thall respec- Clerks of the Joien tively return the Names of the Per-forthwith to p, an sons elected to the Sheriff oz Stew return the in that art of the Shire of Stewartry, who elected to the cobe hall anner it to his Witt, and re- Sheriff, who is lain turn it with the same into the Court return it with s 990 out of which the Writ is issued.

and as to the Manner of Election burgh, on Reftminoted of the Fifteen Representatives of the ceipt of his illow Royal Bozoughs, the Sheriff of the with to direct nce. Shire of Edinburgh thall, on Receipt his Precept to of the Wirit directed to him, forth= vost, for electwith direct his Precept to the Lord ing the Burgels Provost of Edinburgh, to cause a Bur-Par gels to be elected for that City, and mon their Common Clerk hall certify the Common Clerk epp. Name of the Dember elected to the of Edinburgh, out sheriff of Edinburgh, who shall att- Name of the nt of mer it to his Warit, and return it elected to the Sheriff, who is the with the same into the Court, from to annex and en's which the Writ issued.

I of As to the other Royal Burghs Sheriffs, &c. eral divided into fourteen Classes of Die to direct their per Mids, the Sheriffs or Stewarts of Precepts to the and the several Shires and Stewartries Royal Burghs, for the electing em hall, on the Receipt of their several a Commissioner

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with to give. notice of the Names of the his Writ. Sheriff of Edin-Writ, forththe Lord Pro-

return it with the Writ. in like manner

Writs.

for each, and the Commillioners of each District to meet name) for each thirrieth Day after the Telte of the Writ. unless Sunday, and then Mon. day, to choose their Burgeis.

Wirits, forthwith direct their seve new ral Precepts to every Royal Burn too within their respective Shires of her Stewartries, reciting therein the fuc at the presiding Contents of the Wirit and the Date for thereof, and commanding them forthfes District on the with to elect each of them a Commit tou sioner as they used formerly to ele at t Commissioners to the Parliament abl of Scotland, and to order the fan din respedive Commissioners to meet at fuir the preliding Borough of their n spedive District (naming the san the presiding Borough) upon the thirt Sh eth Day after the Day of the Tell 230 of the Writ, unless it be upon the 82 Lord's Day, commonly called sur-Kn day, and then the next Day after, for and then to choose their Burgels to be the Parliament: And the Common to Clerk of the then preliding Borough at Mall immediately after the Eledin sh return the Mame of the Person I tha eleded to the Sheriff or Stewart of the Shire or Stewartry wherein luch presiding Borough is, who shall an ner it to his Wirit, and return the with the same into the Court from wh whence the Writ issued. And in call ab a Clacancy hall happen in time of o Parliament, by the Decease of le cla gal Incapacity of any Dember, Ilen new

CommonClerk of fuch prefiding Borough forthwith to return the Name of the elected to the Sheriff, Ore in whole shire fuch Borough is, who is to annex and return it with his Writ.

sum new Ageniber shall be elected in his Great Britain.
Butth room, conformable to the Agethod Like Method es o berein befoze appointed; and in case to be taken by n the such Clacancy be of a Representative in case of Va-Date for any one of the faid fourteen Claf cancy in Parliament time, by forth fes of Districts of the said Royal Bo : Decease or Inmmil toughs, that Bozough which presided capacity of a o elet at the Election of the deceased or district if for a Burgh amen abled Dember, shall be the president Burgh at the e fall ding Bozough at luch new Election. first to preside eet at Provided always that upon the if at the new E-

eir n luing of the Writs of Summons for In Writs to thirt shire or Stewartry where a Royal Knight to be Tell Bosough is, hath not then a Turn omitted, if the in the or Right to elect a Commissioner of a Royal Burgh Sur-knight of the Shire of Stewartry is) have not then a Turn to after, but that Parliament, that then it hall elect. is to be omitted out of the Wirit, directed nmon to such Sheriff or Stewart, to cause rough a knight of Commissioner for that edia Shire or Stewartry to be eleded for on hat Parliament. art of

Stat. 6 Annæ, ch. 23.

en it Enacted, &c. That every Person Sheriffs, Prefrom who shall refuse to take the Dath (of ings, Oc. on ne of the Members of Members of 02 le clare the Effect thereof upon his so-Parliament for Great Britain. er, I lemn Affirmation, as directed by an Great Britain,

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Great Britain. or of Commit fioners for chooling Burgelles for Scotland, at the Request of any Candidate or others to administer the Abjuupon Afhrmatien to Quakers) and Electors refuling it inabled to vote.

At of Parliament made in the feventh Bear of the Reign of His late 994 jeffp King William, (the Form whereof fee also in the Appendix) which Dath or Declaration the Sheriff, 1916 dent of the Weeting, or chief Officer taking the Poll at any Eledion of ration Oath, (or Meinberg to ferve in the bouse of Commons for any Place in Great Britain, 02 Commissioners for choosing Burgestes for any Place in Scotland, at the Request of any Candidate of other Person present at such Ela tion, are hereby impower'd and to quir'd to administer, shall not be a pable of giving any Note for the C leasion of any such Hember to serw in the boule of Commons, for am Dlace in Great Britain, 02 Commil fioners to choose a Burness for am Place in Scotland.

Stat. 9 Annæ, ch. 5.

Candidate to be fworn to his Estate, if required by any other Candidate, or two Electors.

Enaded, That every Person (except the eldest Son or Heir Apparent of a Peer, or of a Person qualified by this Act to serve as Knight of a Shire, or such as shall be elected for each of the Univerfities of England) hall upon Requell, at the time of the Election, or before the Day to be prefixed in the Writ

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of Summons for the Deeting of (a- Great Britain. ny Subsequent) Parliament, by any other Person who thall stand Candidate at such Election, or by any two m more Persons having a Right to note at such Election, take a Corpotal Dath in the Form, (in this Act contained, which fee in the Appendix.)

The respective Daths aforesaid shall The Oaths to be administred by the Sheriff of An by the Sheriff der Sheriff for any County, or by or other Officer the Mayor, Bailiff, or other Officer by whom the of Officers for any City, Borough, taken, and Resuch to whom it thall appertain to two or more take the Poll, or make the Return Justices of the at such Election, or by any two or more Justices of the Peace within England, &c. and the faid Sheriff. Napoz, Bailiff, oz other Officers; and the faid Justices of the Peace respedively are hereby required to certify the taking thereof into her who are to cer-Hajesty's Digh Court of Chancery, into the Chanof the Ducen's Bench, within three cery or Queen's Bench within Bonths after the taking the same, three Months, under the Penalty of forfeiting one under 100%. hundred Pounds, one Molety to the be recovered Queen, and the other Moiety to luch by Action of Debr, &c. half Person or Persons as will sue for to the Queen, the same, to be recovered with full and half to him Costs of Suit, by Adion of Debt, full Costs. Bill, Plaint, or Information, in a-

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Great Britain.

1 s. only to be paid for the Oath, 2 s. for making, and 2 s. for filing the Certificate, under 20 l. Forfeiture, to be recovered and divided as above.

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ny of Her Hajesty's Courts of Record at Westminster.

No fee or Reward thall be taken for administring any Dath, or making, receiving, or filing the Certificate thereof, except one Shilling tor administring the Dath, and two Shillings for making the Certificate, and two Shillings for receiving and filing the same, under the Penalty of twenty Pounds to be forfeited by the Offender, and to be recovered and divided as aforelate.

Stat. 10 Annæ, ch. 23.

Sheriff, Oc. to swear each Freeholder, if by any Candidare or Voter required.

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Sheriff, O'c. shall enter the Place of the E. lector's Free hold, of his Abode, and Jurat' against the Name of every Voter sworn, and

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Enacted, That upon every Election on to be made of a knight of a Shire within England, every Freeholder before he is admitted to poll, shall, if required by the Candidates, of any of them, or any other Person ha ving a Right to vote, first take the Dath (in this Act contained, which see in the Appendix) which Dath the She riff, &c. is to administer: And in taking the Poll, the Sheriff, &c. thall enter not only the Place of the Elekor's Freehold, but also the Place of his Abode, and Jurat' against the Manie of every Aoter, who hall be tender'd and take the Daths here bp ng.

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f Re by required; and the Sheriff, or re- Great Brirain. mening Officer, shall within twenty within twenty taken Days after luch Election, Deliver Days after the over upon Dath (to be administred by ver the Poll-12 ma Terti: the two next Justices of the Peace, one Books upon illing of the Quorum) unto the Clerk of the Clerk of the d two peace of the same County, all the Peace, Oc. ertifi Poll-Books of fuch Eledions, and eceiv. in Counties where there are more r the than one Clerk of the Peace, the to be Diginal to one, and attested Coto be pies to the rest, to be kept among the Records of the Sellions of the Beace for the County: And if any Quaker, during the Continuance of an Aft, (7 Guil. III.) Intituled, An Sheriff, &c. to Act that the folemn Affirmation and admit any Qua-Declaration of the People called Qua-ring the Act kers, shall be accepted instead of an 7 W. III. and Oath in the usual Form) Mall upon firmation to the fuch Election, if required by the Can- Effect of the didates, or any of them, declare the ing to the faid Effect of the faid Dath upon his fo thereof; and h see lemn Affirmation in such Mannet enter Affirmat and form as is directed by the laid against the Name of such Af, every such Quaker shall be capa- Quaker. ble and admitted to give his Clote to the Election of any such Member within England; and every Sheriff, &c. is hereby authorized and requis

ted to accept fuch Affirmation instead

of the said Dath, and thall enter Af-

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Oath to the

ker to vote due Oath, accord-

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Of the Officers returning. Great Britain firmat' against the Mame of even fuch Quaker.

2 Stat. 12 Annæ.

Prafes of the Meeting upon Request of any Elector of a Shire or Stewartry in Scotland, to swear either Elector or Candidate to their Estates.

Enacted, That any of the Elec tors present, suspeding any Person 02 Dersons (either Electors or Candidates for Shires or Stewartries in Scotland. after the End of this present Parliament) to have his or their Effates in truf. and for the Behoof of another, maj require the Præses to the Deeting, to tender the Dath, (in this Act contained, which fee in the Appendix) and the said Præses is hereby impowered and required to administer the same.

Returning Officers to return Persons elected by a Majority of Freeholders inrolled, and those admitted by them, with Liberty of objecting, Oc.

Returning Officers are hereby of dained to make their Returns of the Persons eleaed by the Majority of the Freeholders incolled, and thou admitted by them, referving always the Liberty of objecting against the Dersons admitted to, or excluded from the Poll, as formerly.

Sheriffs and Stewarts under 50 l. Penalty, half to the Queen, half to him that fues before the Court of Sefhon, O.c. to make publick antimation at

All Sheriffs of Shires and Stew arts of Stewartries mall, under the Pain of 501. Sterling, one Woll whereof hall be to the Queen, De heirs and Successors, and the other Moiety to the Person of Persons who shall sue for the same, to be to covered

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covered before the Court of Sellion. by any Action funmarily, without the Parithabiding the Course of the Roll, to Churcheswithmake the publick Intimations requited by the Laws of Scotland, at the before the Dies teveral Parish-Churches within their telvedive Jurisdictions, at least three Davs before the Diet of Elections.

Great Brirain. in their Juris. dictions 3 Days of Elections.

Stat. 2 G. II. cb. 24.

Enacted, That the Dath of Affit Presiding Offimation (which fee in the Appendix,) the cer to admini-Officer og Officers preliding, or tas or Affirmation, king the Poll at such Election, is of fox. and are hereby impowered and required to administer gratis, if De manded, upon Pain to forfeit the Sum of Kifty Pounds of lawful Money of Great Britain, to any Perfon that shall sue for the same, to be recovered, together with full Colls of Suit, by Adion of Debt, Bill Plaint, or Information in any of dis Wajelly's Courts of Record at Westminster, wherein no Estoign, Protedion, Wager of Law, or more than one Imparlance thall be admitted or allowed; and if the said Offence thall be committed in that Part of Great Britain called Scotland, then to be recovered, together with full

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Toks of Suit, by summary Adion, or Complaint before the Court of Session, or by Prosecution before the Court of Insticiary there, for every Megled or Refusal so to do; and no Person shall be admitted to poll, the has taken and repeated the same the same shall be demanded as afore said, before the returning Officer of such others as shall be legally deputed by him.

Sheriff or other returning Officer admitting any to be polled, before fworn, to forfeit 100 l.

Enacted, That if any Sheriff. Mayor, Bailiff, or other returning Officer hall admit any Person to be polled, without taking such Dath or Affirmation, if demanded, as afon faid, fuch returning Officer thall for feit the Sum of One hundred Dounds, to be recovered in manna afozefaid, together with full Cousof Suit; and that if any Person hall vote or poll at fuch Election, without having first taken the Dath, oz, if a Quaker, having made his Affirma tion as aforefaid, if demanded, such Person shall incur the same Penal ty, which the Officer is subject to for the Offence above-mentioned.

Voters to incur the like Penalty.

Returning Officer, after reading the Writ, to take the following Oath.

Enaded, That every Sheriff, Havoz, Bailiff, Headbozough, of other Person, being the returning

Great Britain.

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officer of any Dember to ferve in Parliament, shall, immediately affer the reading the Writ or Drecept for the Election of such Dember. take and subscribe the following Dath, (which fee in the Appendix.)

Which Dath any Justice or Justices of the Peace of the faid County, City, Corporation, or Borough, where such Election shall be made, or, in his of their Absence, any Three of the Eleads, are hereby required and authozized to administer: and such Dath so taken, shall be entred among the Records of the Seffions of such County, City, Corporation, and Bozough, as afozefaid.

Enaded, &c. That if any return Penalty of wiling Officer, Elekoz, og Person ta ful Perjury. king the Dath or Affirmation herein before mentioned, thall be guilty of wilful and corrupt Perjury, or of falle affirming, and be thereof convided by due Course of Law, shall incur and fuffer the Pains and Penalties, which by Law are enacted of inflicted in Cales of wilful and corrupt Perjury.

Enacted, That all and every the The Act to be read by the Sheriffs, Mayors, Bailiffs, and o- Sheriff, oc. ther Officers, to whom the Erecul after reading the Writ, tion of any Whit or Precept for

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Great Britain. eleding any Dembet oz Dembets to ferve in Parliament Mall belong of appertain, shall, and are hereby re quired, at the Time of fuch Clean on, immediately after the reading fuch Wirit of Precept, read, of tauf to be read, openly before the Elegan there assembled, this present at and every Clause therein contained and the same shall also openly be read once in every Dear, at the Ge neral Quarter-Sellions of the Peace to be holden next after Easter, for any County or City, and at every Election of the Chief Manistrate in any Bozough, Town-Corporate, or Tinque-Port, and at the Eledion of Manistrates, and Town Counsellors for every Boround within that Part of Great Britain called Scotland.

and at the Quarter Sellions after Easter.

Wilful Offence forfeits sol.

Enasted, &c. That every Sheriff, Under Sheriff, Mayoz, Baffiff, and other Officer, to whom the Execu tion of any Whit or Precept for the eleding of Azembers to ferve in Par-Hament doth belong, for every wil ful Offence, contrary to this Ad, shall forfeit the Sum of sol. to be recovered together with full Coss of Suit, in the manner before di reaed.

Dzobided,

Provided, That no Person shall Great Britain. long of be made liable to any Incapacity, Profecution eby te Disability, Fozseiture, oz Penalty, commence Cled by this Ad laid oz imposed, unleis Years. eading Profecution be commenced within tank two Pears after such Incapacity, Difability, Forfeiture, or Penalty hall be incurred, of in cafe of a Diolecution, the same be carried on without wilful Delay; any thing herein contained to the contrary notwithstanding.

Stat. 6 Geo. II. ch. 23.

Whereas by an Aa passed 7 & 8. Preamble re-W. III. intituled, An Act for the fur- citing the Act ther regulating Elections, &c. It was enacted. That the Sheriff of any County, upon the Eledion to be made of any Knight or Knights of the Shire, Mould proceed to Election at the next County-Court, unless the came should fall out to be held within Six Days after the Receipt of the Wirit, or upon the same Day, and then should adjourn the faid Court to some convenient Day, giving Ten Days Motice of the Time and Place of Eledion: And that all County-Courts held for the County of York, or any other Coun-

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ty-Tourts, which were used to be mer held on a Monday, thouse from De Col thenceforth be called and beaun on a Wednesday: And whereas there ed, ter was no express Provision to prevent ant the Adjournment of any County Cu Court to a Monday, whereby Doubts the have arisen whether the same might ing not be adjourned to a Monday, which is declared by the faid Aft to be a Co very inconvenient Day to all the 02 Suitors thereunto, which hath m bit ven Occasion to County-Courts being frequently adjourned over to a Monday, to the great Inconve nience of such Suitors, who at C lections for Unights of the Shire, and their Services at other times. are thereby oblined to travel on Sundays: And whereas there is m 1920vision made, with relation to not adjourning County Courts to a Friday og Saturday, which is as inconvenient to all the Suitors as if the same were adjourned to a Monday; for Remedy whereof, be That from and after it enaded, June, 1733. no County-Court whatfoever, held in England, Mall be adjourned to a Monday, Friday, or Saturday, and that all and every fuch Adjournment and Adjourn ments,

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After 24 June, 24 1733. no County-Court in England to be adjourned to a Monday, Friday or Sa surday:

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to be ments, and all and every Ax and from Deed done or performed at such run on Courts so adjourned, thall be deemthere ed, adjudged, and taken to be utzevem terly null and void, to all Intents ounty and Purpoles what loever, any Law, outes Custom, or Alage to the contrary might thereof in any wife notwithstand

which ing. Dwided nevertheless, That any But Countythe al County-Court begun, holden on, Courts began II the th m or adjourned to a Day not prohis Days, may be bited by this Ad, or the said other adjourned to recited Ad, for eleding any knight of knights of the Shire for any County, or for hearing and deterat E mining Caules, or fuch other Matters and Business, as are usually transaced at County-Courts within the Limits aforesaid, may be adjourned over from Day to Day, though the same may happen on a Monday, Friday 02 Saturday, until luch Election, or such other Watters, as afozefaid, be fully finished and determined; any thing in this present Aa contained to the contrathin any wife notwithstanding.

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The Form of the Oath of Allegiance, appoint ted by Stat. 1 W. & M. cap. 1.

A. B. do fincerely promise and swear, That will be faithful, and bear true Allegiance w Their Majesties King William and Queen Mary, So help me God.

The Form of the Oath of Supremacy, appointed by the same Stat.

I A. B. do swear, That I do from my Heart, abhor, detest, and abjure, as impious and hereical, that damnable Doctrine and Polition, The Princes excommunicated or deprived by the Pope, or any Authority of the Sce of Rome, may be deposed of murdered by their Subjects or any other whatsoever. And I do declare that no foreign Prince, Person, Prelate, State, or Potentate, hath, or ought w have any Jurisdiction, Power, Superiority, Preeminence, or Authority Ecclefiastical or Spiritual, Pope within this Realm,

So help me God.

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The Form of the Declaration or Teste, appointed by Stat. 30 Car. II. cap. 1.

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I A. B. do folemnly and fincerely, in the Prefence of God, profeis, testify, and declare, That I do believe that in the Sacrament of the Lord's Supper, there is not any Transubstantiation of the Elements of Bread and Wine into the Body and Blood of Christ, at or after the Consecration thereof by any Person whatsoever; and that the Invocation or Adoration of the Virgin Mary, or any other Saint, and the Sacrifice of the Mass, as they are now used in the Church of Rome, are superstitious and idolatrous; and I do folemnly in the Presence of God, profess, testify, and declare, That I do make this Declaration, and every Part thereof, in the plain and ordinary Sense of the Words read unto me, as leart they are commonly understood by English Protestants, without any Evasion, Equivocation, or That Mental Reservation whatsoever, and without any Dispensation already granted me for this Purpose by the Pope or any other Authority or Person whatsoever, or without any hope of any such Dispensation from any Person or Authority whatloever, or without thinking that I am or may be acquitted before God or Man, or absolved of this Declaration, or any Part thereof, although the Pope, or any other Person or Persons, or Power whatfoever, should dispense with or annul the same, or declare that it was null or void from the beginning.

The

The Form of the Abjuration, by Stat. 6 Anna, cap. 7.

I A. B. do truly and fincerely acknowledge, profels, testify, and declare in my Conscience, before God and the World, That our Sovereign Lady Queen Anne is lawful and rightful Queen of this Realm, and of all other Her Majesty's Dominion and Countries thereunto belonging. And I do fo. lemnly and fincerely declare, That I do believe in my Conscience, that the Person pretended to be Prince of Wales, during the Life of the late King Fames, and fince his Decease, pretending to be, and taking upon himself the Stile and Title of King of England, by the Name of Fames the Third, hath not any Right or Title what soever to the Crown of this Realm, or any other the Dominions thereunto belonging: And I do renounce, refuse, and abjure any Allegiance or Obedience to him. And I do wear that I will bear Faith and true Allegiancew Her Majesty Queen Anne, and her will defend to utmost of my Power, against all Traiterous Conspiracies and Attempts whatsoever, which shall be made against Her Person, Crown, or Dignity, and I will do my utmost Endeavour to disclose and make known to Her Majesty, and Her Successors, all Treasons and Traiterous Conspiracies which I shall know to be against Her or any of them. And I do faithfully promise to the utmost of my Power, to Support, maintain, and defend the Succession of the Crown

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Crown against him the said James, and all other Per-Anna, fins whatsoever, as the same, by an Act intituled An Act for the further Limitation of the Crown, and better securing the Rights and Liberties of the Subject; e, pro. is and flands limited to the Princess Sophia Electoress before and Dutchess Dowager of Hanover, and the Heirs Lady of her Body, being Protestants. And all these things of this I do plainly and fincerely acknowledge and fwear, according to these express Words by me spoken, and do fo. according to the plain and common Sense and Understanding of the same Words, without any Equievein vocation, Mental Evafion, or fecret Refervation to be whatsoever. And I do make this Recognition, Ac-King knowledgment, Abjuration, Renunciation, and e, and Promife, heartily, willingly, and truly, upon the ing of true Faith of a Christian,

So help me God.

The Form of the Free-holders Oath, to be taken (ifrequired) on the Poll at Elections for Knights of the Shire, by Stat. 7 & 8 W. III. cap. 25.

You shall swear that you are a Free-holder for the County of A. and have Free-hold Lands or Hereditaments of the yearly Value of 40 s. lying at B. within the faid County of A. and that you have not been before polled at this Election.

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The Form of the Declaration of Fidelity, ap. he pointed to be subscribed by Quakers, by Stat. W. & M. cap. 18.

eclar I A. B. do fincerely promife and folemnly declare. before God and the World, that I will be true and faithful to King William and Queen Mary; and I do fo. lemnly profess and declare, That I do from my Hear abhor, detest, and renounce, as impious and heretical. that damnable Doctrine and Polition, That Princes excommunicated, or deprived by the Pope, or any Authority of the See of Rome, may be deposed or murder. ed by their Subjects, or any other whatsever. And I do declare, that no foreign Prince, Person, Prelate, State, or Potentate, hath or ought to have, any Power, Jurisdiction, Superiority, Preeminence, or Authority Ecclesiastical or Spiritual, within this Realm.

The Form appointed by Stat. 7 6 8 W. III. cap. hich in which the Effect of the Abjuration, eve and the Free-holders Oath is to be admini- ritte fired to Quakers.

I A. B. do declare in the Presence of Almighty God the Witness of the Truth of what I say.

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Stat, made 8 & 9 Sess. W. III. in Scotland.

I A. B. do fincerely from my Heart profess and eclare before God, who fearcheth the Heart, that do deny, disown, and abhor these Tenets and do so loctrines of the Papal Romish Church, viz. The Heart upremacy of the Pope and Bishop of Rome over all etical, altors of the Catholick Church; his Power and Auces en ority over Kings, Princes, and States, and the y Au fallibility that he pretends to, either without, or urder ith a general Council, his Power of dispensing And Ind pardoning, the Doctrine of Transubstantiation, elate, nd the Corporal Presence, with the Communion any ithout the Cup in the Sacrament of the Lord's Sup-, or er, the Adoration and Sacrifice professed and this ractifed by the Popish Church in the Mass, the Inocation of Angels and Saints, the Worshipping of mages, Crosses, and Relicts, the Doctrine of Super-- logation, Indulgences, and Purgatory, and the ervice and Worship in an unknown Tongue: all cap. hich Tenets and Doctrines of the faid Church I beion, eve to be contrary to and inconsistent with the nini- ritten Word of God; and I do from my Heart eny, disown, and disclaim the said Doctrines and enets of the Church of Rome, as in the Presence ghty God, without any Equivocation or Mental Rervation, but according to the known and plain leaning of the Words, as to me offered and proofed. So help me God.

The

The Form of the Candidates Oath to be take the C Lands (if required) by Stat. 9 Annæ. in the

I A. B. do swear, That I truly, and bond fine the sa have fuch an Estate in Law or Equity, to and to been my own Use and Benefit, of or in Lands, Tene pose ments, or Hereditaments (over and above what will Place facisfy and clear all Incumbrances that may affect the and t fame) of the annual Value of Six hundred Pounds Elect above Reprizes, as doth qualify me to be elected N. and returned to serve as a Member for the Count of according to the Tenor and true Meaning of the Act of Parliament in that Behalf; and that my faid Lands, Tenements, or -Hereditaments, are lying or being within the Paril, The Township, or Precinct of Or, in the several Parishes, Townships, or Precincts take in the County of Or, in the feveral Counties of **fwea** (as the Case may be)

The like Oath (Mutatis Mutandis) as to the Va. lection lue of 300 l. to be taken by Candidates for a City, Borough, &c.

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The Form of the Free-holders Oath to be taken (if required) by Stat. 10 Annæ.

You shall swear, That you are a Free-holder in

take Lands or Hereditaments lying or being at and have Free-hold in the County of of the yearly Value of Forty Shillings above all Charges payable out of ona file the same, and that such Free-hold Estate hath not and to been made or granted to you fraudulently, on pur-Tene pose to qualify you to give your Vote; and that the hat will Place of your Abode is at in feet hand that you have not been polled before at this ounds Election.

elected N. B. The Free-holders Oath appointed by Stat. 7 & 8 W. III. cb. 25. is abrogated by the Sta-

tute that appoints this.

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Parish, The Form of the Free-holders, &c. Oath to be cincis taken (upon Objection made) by Stat. 12 Annæ.

I A. B. do in the presence of God declare and

fwear, That the Lands and Estates of

for which I claim to give my Vote in this E-Va. lection, are not conveyed to me in Trust, or for the Behoof of any other Person whatsoever; and I do for a swear before God, That neither I, nor any Person to my Knowledge, in my Name or by my Allowance, hath given or intends to give, any Promile, Obligation, Bond, Back-bond, or other Security for redisponing or reconveying the said Lands and Estate any manner of way whatsoever: And this is the Truth, as I shall answer to God.

The

The Form of the Abjuration, as altered by Stugainst! 4 Annæ, ch. 8. to be taken after the Demil and d of the said late Queen, and as the same is now in th to be taken.

I A. B. do truly and fincerely acknowledge, pro ing the fess, testify, and declare in my Conscience, before limite God and the World, That our Sovereign Lonels D King George is lawful and rightful King of the Body Realm, and all other His Majesty's Dominions and plain Countries thereunto belonging. And I do foleman ing and fincerely declare, That I do believe in my Con cordi science, that the Person pretended to be Prince of stand Wales, during the Life of the late King James, and catio fince his Decease, pretending to be, and taking upon soeve himself the Stile and Title of King of England, by ledg the Name of James the Third, or of Scotland, by hear the Name of James the Eighth, or the Stile and Ti a Cl tle of King of Great Britain, hath not any Right of Title whatsoever to the Crown of this Realm, of any other the Dominions thereto belonging: And -I do renounce, refuse, and abjure any Allegiance of The Obedience to him. And I do swear, That I will bear Faith and true Allegiance to His Majesty King George, and Him will defend to the utmost of my Qu Power, against all Traiterous Conspiracies and At cei tempts whatfoever, which shall be made against His eve Perion, Crown, or Dignity. And I will do my red utmost Endeavour to disclose and make known to O His Majesty and His Successors, all Treasons and an Traiterous

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Traiterous Conspiracies which I shall know to be aby Stagainst him or any of them. And I do faithfully promise, Demie of the utmost of my Power, to support, maintain, is not in the said James, and all other Persons whatsoever; which Succession, by an Act, intituled, An Act for the further Limitation of the Crown, and better securpro ing the Rights and Liberties of the Subject, is and stands before limited to the Princess Sopbia, Electoress and Dutch-Lordels Dowager of Hanover, and the Heirs of Her of this Body, being Protestants. And all these things I do ns and plainly and fincerely acknowledge and fwear, accordemaly ing to these express Words by me spoken, and ac-Con cording to the plain and common Sense and Underace of flanding of the same Words, without any Equivo-, and cation, Mental Evalion, or secret Reservation whatupon foever. And I do make this Recognition, Acknowd, by ledgment, Abjuration, Renunciation, and Promise, , by heartily, willingly, and truly, upon the true Faith of d Til a Christian: ht or

So help me God.

The Free-holders Oath, to be taken by 2 Geo. II.

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ing I A. B. do swear (or, being one of the People called my Quakers, I A. B. do folemnly affirm) I have not received, or had by my felf, or any Person whatsoever in Trust for me, or for my Use and Benefit, directly or indirectly, any Sum or Sums of Money, Office, Place, or Imployment, Gift, or Reward, or any Promise or Security for any Money, Office,

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Imployment, or Gift, in order to give my Vote at this Election, and that I have not before been polled at this Election.

The Oath of the Returning Officer, required to be taken by 2 Geo. II.

I A. B. do solemnly swear, That I have not, directly nor indirectly, received any Sum or Sums of Money, Office, Place, or Imployment, Gratuity, or Reward, or any Bond, Bill, or Note, or any Promise or Gratuity whatsoever, either by my self, or any other Person to my Use, or Benefit, or Advantage, for making any Return at the present Election of Members to serve in Parliament; and that I will return such Person or Persons, as shall, to the best of my Judgment, appear to me to have the Majority of legal Votes.

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Agent to a Regiment uncapable I ternately, of being elected,

Allegiance, Oath of, to be tak-43, 47. appointed,

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falle Returns, 36, 87. See Re- for making and filing. turns.

disqualified.

Burglis Royal in Scotland how of the County, 89. 15. Writs how to be iffued, 104, 105, Liberties and Customs, 1. Lord 106, 107. Publick Intimations to Warden's Claim to nominate one

Bjuration Oath, Persons re- | Three Days before the Diet of E-

Bute and Caithness to choose al-

Candidates to be sworn to their Estates, if required, by two Een by each member before the lectors, 21, 73. On Refusal, their Lord Steward, or his Deputy, 42, Election void, ibid may nomi-4. abrogated, and a new one nate Persons to inspect the Poll, 55. Poll not to be adjourned without Army, the Comptroller of the their Consent, 56. may require Accounts thereof uncapable of be- the chief Officer in the Poll to ad-65. minister the Oaths, 58, 70. Can-Assurance of Ships, no Govern- didates Oath to be certified into or, Director, or other Officer there- the Chancery or Queen's Bench 79. within Three Months, on Penalty Bailiffs, Penalty for making of 100 1. 109. Fees to be taken

Chester, the County to elect two Bank, Members thereof, not Knights, 7. the City two Bursqualified, 65, 78. geffes, ibid. who are to have the Burgesses to be elected by Bursame Privileges as others, 40. gelles, 5, 35. to relide in and be Writs of Elections to be directed free of the Boroughs they repre- to the Chamberlain of Chester, and 34. his Precept thereon to the Sheriff

be given at the Parish Churches of the Barons of each Cinque Port,

Imployment, or Gift, in order to give my Vote at this Election, and that I have not before been polled at this Election.

The Oath of the Returning Officer, required to be taken by 2 Geo. II.

I A. B. do folemnly swear, That I have not, directly nor indirectly, received any Sum or Sums of Money, Office, Place, or Imployment, Gratuity, or Reward, or any Bond, Bill, or Note, or any Promise or Gratuity whatsoever, either by my self, or any other Person to my Use, or Benefit, or Advantage, for making any Return at the present Election of Members to serve in Parliament; and that I will return such Person or Persons, as shall, to the best of my Judgment, appear to me to have the Majority of legal Votes.

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Burghs Royal in Scotland how of the County, to choose their Representatives, 15.

Bjuration Oath, Persons re-1 Three Days before the Diet of E-Bute and Caithness to choose al-

Candidates to be sworn to their Allegiance, Oath of, to be tak- Estates, if required, by two Een by each member before the lectors, 21, 73. On Refusal, their Lord Steward, or his Deputy, 42, Election void, ibid may nomi-4. abrogated, and a new one nate Persons to inspect the Poll, 55. 43, 47. Poll not to be adjourned without Army, the Comptroller of the their Consent, 56. may require Accounts thereof uncapable of be- the chief Officer in the Poll to ad-65. minister the Oaths, 58, 70. Can-Assurance of Ships, no Govern-Ididates Oath to be certified into or, Director, or other Officer there- the Chancery or Queen's Bench of, capable of being elected, 79. within Three Months, on Penalty Bailiffs, Penalty for making of 100 1. 109. Fees to be taken

Chefter, the County to elect two Bank, Members thereof, not Knights, 7. the City two Burdisqualified, 65, 78. gesses, ibid. who are to have the Burgesses to be elected by Bursesses, 5, 35. to reside in and be Writs of Elections to be directed free of the Boroughs they repre- to the Chamberlain of Chefter, and 34. his Precept thereon to the Sheriff

Cinque Ports to enjoy all their Writs how to be iffued, 104, 105, Liberties and Customs, 1. Lord 106, 107. Publick Intimations to Warden's Claim to nominate one be given at the Parish Churches of the Barons of each Cinque Port,

and their Members, declared to be qualify Persons to vote for Knights contrasy to Law, and void, 9. of the Shire, made absolute, 22. Proper Officers of the Cinque Ports The Maker, Adviser, and Voter, allowed fix Days from the Re- to forfeit 40 l. with full Costs, ibid ceipt of the Writ for the Delivery 95 thereof,

Cities and Towns to enjoy their ancient Liberties.

Citizens to be elected by Citizens, 5, 35. to reside in and be free of the Cities they represent, 34 to have 300l. per Ann. 72

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to be held on a Wednesday





Anno Septimo

GEORGII II. Regis.

An ACT for the better regulatting the Election of Members to serve in the House of Commons, for that Part of Great Britain called Scotland; and for incapacitating the Judges of the Court of Session, Court of Justiciary, and Barons of the Court of Exchequer in Scotland, to be elected, or to fit or vote as Members of the Honfe of Commons.



DEREAS Doubts may arise, Whether the Acts of Parliaments made in England for preventing false and undue Reums of Members to serve in Parliament,

Scotland: And whereas several Questions Pour have arisen concerning the Election of Can Commoners to serve in Parliament for such that Part of Great Britain: Therefore ner to obviate fuch Doubts, Disputes, and & Questions for the future, and for the more very effectually preventing Returning Officer, at a in that Part of Great Britain called Scot. in I land, making false and undue Returns in a May it please Your Majesty that it may of be enacted, and be it enacted by the lufti King's most Excellent Wajesty, by of t and with the Advice and Consent of the an a Lords Spiritual and Temporal, and Com. late mons, in this present Parliament assem. All bled, and by the Authority of the same, Mer That if the Clerk of any Meeting of Free Par holders for the Flection of a Commissional oner, to ferve in Parliament for any or f Shire or Stewartry in Scotland, after the to v first Day of May, One thousand seven on a hundred and thirty four, shall wilfally upo return to the Sheriff or Stewart any Per-vide fon, other than him who shall be duly eart lected, or if any other Person pretending lowing to be Clerk, though not duly elected Mee shall presume to act as Clerk, and wilfully acti to return to the Sheriff any Person as 6 10 lected, who shall not be duly elected by

the major Part of such Meeting, the Par dare ty so offending hall for every such Of of

fence

After 1 May, 1734. 500 l. Penalty on every false Return. Regis. n called lence forfeit the Sum of Five hundred uestions Pounds Sterling, to be recovered by the tion of Candidate so elected, to whose Prejudice ent for such false Return is made, in such Manerefore per as is herein after directed.

s, and and be it further enacted, That e-Freeholders, ne more very Freeholder who shall claim to vote on Request, to Officers, at any Election of a Member to serve following ed Scot. in Parliament for any Lands or Estate Oath, instead eturns in any County or Stewarty in Scotland, ed by the Act it may of who shall have Right to vote in ad-12 Anna. up the justing the Rolls of Freeholders, instead p, by of the Oath appointed to be taken by of the an Act made in the Twelfth Year of Her Com late Majesty Queen Anne, intituled, An assemble for the better regulating Elections of same, Members to serve in Parliament for that Free Part of Great Britain called Scotland, miffi hall, upon the Request of any Freeholdr any r formerly inrolled, before he proceed er the to vote in the Choice of a Member, or feven on adjusting the Rolls, take and subscribe, Per vided and kept by the Sheriff or Stewally eart Clerk for that Purpose, the Oath folnding lowing, which the Prajes or Clerk to the ected, Meeting, either for the Inrollment or E-Ifully lection, is hereby impowered and required as e to administer; that is to fay,

ed by I A. B. do in the Presence of God de-Par-clare and swear, That the Lands and Estate Of of for which I claim a

fence

A

Right to vote in the Election of a Membror a to serve in Parliament for this County with Stewartry, is actually in my Possession, arers; do really and truly belong to me, and is wilfu own proper Estate, and is not conveyed the f me in Trust, or sor or in behalf of any others of Person whatsoever; and that neither I, mand any Person to my Knowledge, in my Nam secul or on my Account, or by my Allowant and bath given, or intends to give, any Promis, & Obligation, Bond, Back-Bond, or other & Judg curity what soever, other than appears from or B the Tenour and Contents of the Title, upmand which I now claim a Right to vote, dired of fi ly or indirectly, for redisponing or recon Hou veying the said Lands and Estate in an which manner of way whatsoever, or for makin hold the Rents or Profits thereof forthcoming in the Use or Benefit of the Person from whom thou I have acquired the said Estate, or any ariffs ther Person whatsoever; and that my Till in the to the said Lands and Estate is not nomina shall or filtitious, created or reserved in me, incept order to enable me to vote for a Member Juri to serve in Parliament; but that the same shall is a true and real Estate in me, for michie own Use and Benefit, and for the Use of min t other Person what soever; and that is thethat Truth, as I shall answer to God. Pre-

In case of Re- and that in Case he shall refuse, if re Iw sufficial, Vote not quired, to take and subscribe the Oath acall to be admitted, foresaid, his Vote shall not be admitted out

Member allowed, and his Name shall forth-and Name einty with be erased out of the Roll of Freehold-rased out of
ion, a ers; and in Case any Person shall presume
ind is a wilfully and falsely to swear and subscribe penalty on
eyed the said Oath, and shall be thereof lawful-saisely swearey otherly convicted, he shall incur the Painsing.

I, mand Punishment of Perjury, and be proName secuted for the same according to the Laws
evanue and Forms in use in Scotland.

and be it further enacted, That no Judges of Serfor St. Judge of the Court of Session, or Justiciary, or Exchequer
or Baron of the Court of Exchequer in Scot-uncapable to
appear and, shall be capable of being elected, or be elected.

direction of sitting or voting as a Member of the
reconstruction and which shall be hereafter summoned and
makin holden.

and be it further enacted by the Ausword thouse a forestato, That the several She-sheriffs, 4 Days any wifts and Stewarts in Scotland shall, with-after Receipt of the Writs, to Till in the Space of four Days after the Writissue Precepts of the steeral Boroughs within their Delegates.

The steerant of the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their septs to the several Boroughs within their several Boroughs within the several Boroughs within the several Boroughs within the several Boroughs within the several Boroughs within the

of min the Borough for the time being; and is the that such Chief Magistrate, to whom such Precept shall be delivered, shall, within

if re Two Days after his Receipt of the same, And chief Maath a call and summon the Council of the Bo-after to sumnitter ough together, by giving Notice person mon the Council of the Boally, rough. point a Day for clecting Delegates.

ally, or leaving Notice at the dwelling lect Council to ap- Place of every Councillor then resiant a Ac fuch Borough, which Council shall the and appoint a peremptory Day for the Election cor of the Delegate; but Two free Days that the intervene betwixt the Meeting of the to Council which appoints the Day of Electil Co on of the Delegate, and the Day on which in the Election of the Delegate is to be made.

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100 l. Penalty cillor or Magistrate sepa-Majority at the on for Boroughs.

and to prevent double Elections of on every Coun-Magistrates in Boroughs, which frequent ly occasion double Commissions to Delerating from the gates, be it enacted by the Authority annual Electi- aforesaid, That at the annual Election of Magistrates and Councillors for Borough, no Magistrate or Councillors, or any Number of Magistrates or Councillon, shall, for the future, upon any Pretence whatever, take upon him or them to & parate from the Majority of the Magistrate and Councillors, who have been fuch for the Year preceding, and to appoint of elect separate Magistrates or Councillors but shall submit to the Election made, and to the Magistrates and Councillors elected and appointed by the Majority of the Town Council affembled; and if, contrary to the Direction of this Act, any Num ber of Magistrates or Councillors shall, in Opposition to the Majority, take upon them to make a distinct and separate E lection 198

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welling lection of Magistrates or Councillors, their fiant in Act and Election shall be ipso facto void, all the and every Magistrate or Councillor, who Election concurred therein, shall forfeit and lose ys shall the Sum of One hundred Pounds Sterling, of the to be recovered by the Magistrates and Electi Councillors, from whom they separated, which in Manner herein after directed.

to be 1920bided always, and it is hereby Magistrates or declared and enacted, That it shall and Councillors of Boroughs may ons of may be lawful to and for any Magistrate bring their quent or Councillor of the Borough, who ap-Action in 8 Dele prehends any Wrong was done at any the Election. hority annual Election, to bring his Action beion of fore the Court of Session in Scotland for ough, rectifying fuch Abuse, or for making void the whole Election (if illegal) only r any wi hin the Space of Eight Weeks after fuch Election is over; and the Lords of Session shall and they are hereby expresly authorized and required to hear and determine the Cause summarily, and to allow to the Party

that shall prevail their full Costs of Suit. and be it further enasted, That 500 l. Penalty every Sheriff or Stewart in Scotland, who to return the shall wilfully annex to the Writ any false or Person duly eundue Return, and every common Clerk of leeted. any prefiding Borough, who shall wilfully return to the Sheriff or Stewart any Person,

other than the Person elected, or who shall neglect or refuse to return the Person duly

elected, shall forfeit the Sum of Five hun-

dred Pounds Sterling to the Person intitled com to have been returned, and not returned, to the be recovered from the faid Sheriff, Steward Ret or Common Clerk, their Heirs, Executors

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To be recover-or Administrators respectively, in a sum ry Way.

ed in a fumma-mary Way, by Action, Petition, or fummary Complaint, before the faid Court of Selsion, upon Service of such Summons, or of a Copy of fuch Petition, or fummary Complaint, on fifteen Days Notice or Warning, without abiding the Course of any Rolls, or further Delay whatfoever; which Action Petition, or Complaint, the Judges of the faid Court are hereby required to judge of, and determine with all convenient speed;

Complaints of to be commenced in' 6 Months after Return.

8

Who may fue ty.

Drovided always. That fuch Action, undue Returns Petition, or Complaint be commenced, prefented, or made within the space of Six Months after the Return is made; and in Case the Person duly elected, and not returned, shall neglect or omit to sue for the faid Penalty within the time before mentioned, then any Freeholder within the Shire for fuch Penal-or Stewartry, or any Magistrate or Person bearing Office in any of the Boroughs of the District for which the Return is unduly made, may fue for and recover the fame to his own Use, by such Action, Petition, or Complaint, and in such Manner, as is before mentioned, with double Costs of Suit, Provided always, That fuch Freeholder, Magistrate, or Person bearing Office, shall commence Anno Regni septimo Georgii II. Regis.

commence or bring fuch Action within and in what the space of Twelve Months after the Time.

eward Return is made.

and be it enacted by the Authority as Penalties how] foresaid, That every Penalty by this Act im- to be recoposed, with respect to the Recovery of which no particular Provision is herein before made, shall and may be fued for and recovered by way of fummary Complaint before the Court of Session in Scotland, upon Fifteen Days Notice to the Person complained of, without abiding the Course of any Roll; which faid Complaint the Court of Session is hereby authorized and required to determine with all convenient Speed.

and be it further enacted. That Freeholders, if every Freeholder in Scotland shall, before required, to take the Oaths, he be either inrolled or admitted to vote at the Electiat any future Election, or Meeting foron, of a Clerk,

Inrollment, in any Question for the Choice of Clerk or Prases, or other Question whatsoever (if required by any Freeholder present) be obliged to take and subscribe the Oaths appointed by Law to be taken by Electors of Members to ferve in Parliament, when required fo to do; which Oath the Praeses or Clerk of the Meeting is hereby impowered and requi-

red to administer.

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Method of Pre. And whereas there have been fome fiding at Elect-Miffakes in the Diffrict of the Borough of Wigtoun, Whithorn, New Galloway, and Stramaver, in relation to their prefiding at Elections of Members of Parliament for that District, which may oc casion Disputes at future Elections; for remedying thereof, 25e it enacted That the Boroughs continue to prefide in the Course they are now in, and that the Borough of Wigtoun shall preside at the Election of a Member to represent that District in the next Parliament, and that the other Boroughs of the District prefide afterwards in the Method prescribed by the Act of Parliament of Scotland, made in the Fourth Seffion of the First Parliament of Queen Anne, intituled, An Act for fettling the Manner of electing the Sixteen Peers, and Forty Five Commoners, to represent Scotland in the Parliament of Great Britain.